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1934

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TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 6—EXCEPTIONS FROM THE COMPETITIVE SERVICE

LISTS OF POSITIONS EXCEPTED; CIVIL SERVICE COMMISSION

Under authority of § 6.1 (a) of Executive Order 9830, the Commission has determined that the positions of members of the Loyalty Review Board should be excepted from the competitive service. Effective upon publication in the FEDERAL REGISTER, a new subdivision numbered (ii) is therefore added to § 6.4 (a) (42).

§ 6.4 *Lists of positions excepted from the competitive service*—(a) *Schedule A.* * * *

(42) * * *

(ii) Positions of members of the Loyalty Review Board.

(Sec. 6.1 (a) E. O. 9830, 12 F. R. 1259)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] ARTHUR S. FLEMING,
Commissioner.

[F. R. Doc. 47-10061; Filed, Nov. 10, 1947; 8:47 a. m.]

PART 6—EXCEPTIONS FROM THE COMPETITIVE SERVICE

PART 7—REINSTATEMENT

MISCELLANEOUS AMENDMENTS

1. Under authority of § 6.1 (a) of Executive Order 9830 and at the request of the Federal Works Agency, the Commission has determined that the positions of Commissioner of the Bureau of Community Facilities and one private secretary or confidential assistant to the Commissioner should be excepted from the competitive service. Effective upon publication in the FEDERAL REGISTER, § 6.4 (a) (30) is therefore amended by the addition of the following subdivisions:

§ 6.4 *Lists of positions excepted from the competitive service*—(a) *Schedule A.* * * *

(30) *Federal Works Agency.* * * *
Bureau of Community Facilities. (vii) The Commissioner of the Bureau of Community Facilities.

(viii) One private secretary or confidential assistant to the Commissioner.

(Sec. 6.1 (a) E. O. 9830, 12 F. R. 1259)

2. Effective upon publication in the FEDERAL REGISTER, § 7.102 (a) is amended by the addition of a subparagraph as follows:

§ 7.102 *Extension of time limits after certain types of employments.* (a) * * *

(7) Substantially continuous service in the Merchant Marine in accordance with the rules and regulations of the United States Maritime Commission, provided the employee left his position after May 1, 1940, and before the termination of the unlimited national emergency declared by the President on May 27, 1941, to enter on duty with the Merchant Marine.

(R. S. 1753; sec. 2, 22 Stat. 403, 50 Stat. 533; 5 U. S. C. 631, 633)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] H. B. MITCHELL,
President.

[F. R. Doc. 47-9986; Filed, Nov. 10, 1947; 8:48 a. m.]

TITLE 22—FOREIGN RELATIONS

Chapter I—Department of State

[Departmental Reg. 103.54]

PART 99—RELIEF ASSISTANCE TO WAR-DEVASTATED COUNTRIES

AUTHORIZATION FOR OCEAN TRANSPORTATION; ADVISORY COMMITTEE ON VOLUNTARY FOREIGN AID

By virtue of the authority vested in me by Executive Order 9864 of May 31, 1947 (12 F. R. 3559) issued pursuant to authority contained in the act of May 31, 1947 (61 Stat. 125), and for the purpose of effectively carrying out the provisions of section 2 (f) of said act which provides:

In order to supplement the general relief assistance made available under the terms of section 1 and to effect the economical and expanded use of American voluntary relief contributions, funds authorized under this joint resolution, not to exceed \$5,000,000, may be used to pay necessary expenses related to the ocean transportation of supplies donated to or purchased by American voluntary and

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¹ See Title 5, Part 6.

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non-profit relief agencies, and in such quantities and kinds and for such purposes as the President may determine to be essential supplements to the supplies provided for such general relief assistance

and pursuant to authority contained in a proviso under the heading "Relief Assistance to War-Devastated Countries" in "The Supplemental Appropriation Act, 1948" (Pub. Law 271, 80th Cong.), approved July 30, 1947, which provides:

* * * That subject to the limitations and requirements of this paragraph this appropriation shall be available for the transportation of voluntary relief supplies shipped by relief agencies licensed for operation in Europe and in Asia including the occupied areas under such regulations as the Secretary of State may prescribe.

I hereby prescribe the following regulation:

§ 99.1 *Authorization for ocean transportation. Payment for ocean transpor-*

tation of relief supplies donated to or purchased by American voluntary and non-profit relief agencies shall be authorized or approved only when:

(a) The applicant is recorded with the Advisory Committee on Voluntary Foreign Aid, on forms specifically provided therefor, as an American voluntary and non-profit relief agency which is not engaged in commercial or political activities, is governed by an active and responsible body of American citizens who serve without compensation, whose accounts are audited by a Certified Public Accountant and which currently reports its activities and operations to the Committee for public inspection, including programs, projects, budgets, income and expenditures, transfers of funds and exports of commodities abroad, supplemented by such other information as the Committee may deem necessary.

(b) The applicant has obtained assurances from the Government of the country in which the supplies are to be distributed that appropriate facilities are afforded for the necessary and economical operations of the program; the Advisory Committee approves the applicant as competent to carry out the program; and the applicant's consignees are acceptable to the Advisory Committee.

(c) The supplies are to be distributed to persons who are eligible to receive general relief assistance from the appropriation "Relief Assistance to War-Devastated Countries" or the appropriation "Government and Relief in Occupied Areas" contained in "The Supplemental Appropriation Act, 1948" and who are in countries or areas receiving such assistance.

(d) The supplies shipped are in such quantities and kinds and for such purposes as to constitute essential supplements to the supplies specified for general relief assistance in the act of May 31, 1947.

(e) The charges claimed for reimbursement are for actual transportation of the supplies from shipside at port of loading to end of ship's tackle at port of discharge as correctly assessed by the carrier for freight on a weight, measurement, or unit basis, and free of any other charges except surcharges for such transportation as may be currently in effect.

(f) The applicant has provided satisfactory assurances that:

(1) The supplies essentially supplement the supplies provided for general relief assistance by the United States.

(2) The supplies are free of customs duties, other duties, tolls, and taxes, and are treated as supplementary to, rather than a substitute for, the regular rations in the country of consumption.

(3) The full responsibility is assumed for the non-commercial distribution of the supplies free of cost to the person ultimately receiving them, and that distribution is under the supervision of American personnel.

(4) The supplies are, to the extent practicable, identified as to their American origin, and that all practical steps are taken at the time of distribution to inform the ultimate consumer that such supplies have been freely provided by a voluntary agency of the United States of America.

§ 99.2 *The Advisory Committee on Voluntary Foreign Aid.* The Advisory Committee on Voluntary Foreign Aid, appointed by the Secretary of State and the Secretary of Agriculture jointly on May 14, 1946, at the request of the President, to succeed the President's War Relief Control Board, is hereby authorized and empowered:

(a) To receive applications for reimbursement, on forms specifically provided therefor, together with such other documents as may be required by the Government of the United States as evidence of payments for the cost of ocean transportation by claimant agencies.

(b) To review such applications at the close of the first quarter of the fiscal year ending June 30, 1948, and thereafter at the close of each succeeding month during the fiscal year 1948 in which the supplies are shipped, in relation to:

(1) The fulfillment of the conditions set forth in § 99.1.

(2) The equitable apportionment of the funds available among the respective claimant agencies.

(c) To certify or withhold certification for payment, in whole or in part, applications of the claimant agencies for reimbursement.

(61 Stat. 125, Pub. Law 271, 80th Cong., E. O. 9864, May 31, 1947, 12 F. R. 3559)

This regulation shall become effective as of July 1, 1947, except in relation to relief supplies shipped to the occupied areas, in which event the regulation shall become effective as of August 1, 1947.

Approved: October 5, 1947.

For the Secretary of State.

WILLARD L. THORP,
Assistant Secretary of State.

[F. R. Doc. 47-9392; Filed, Nov. 10, 1947;
8:48 a. m.]

TITLE 7—AGRICULTURE

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders)

[Lemon Reg. 240]

PART 953—LEMONS GROWN IN CALIFORNIA AND ARIZONA

LIMITATION OF SHIPMENTS

Correction

In Federal Register Document 47-9827, appearing on page 7103 of the issue for Saturday, November 1, 1947, the original document was inadvertently dated "30th day of November 1947." This should read "30th day of October 1947."

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 63-20]

PART 1596—FOOD IMPORTS

PARTIAL REVISION OF APPENDIX A

Pursuant to the authority vested in me by War Food Order No. 63, as

amended (12 F. R. 459) Appendix A to the Order is hereby revised as follows:

1. By deleting the footnote reference 1 immediately following the item "Flaxseed (linseed)" so that such item shall read as follows:

Flaxseed (linseed)----- 2233.000

2. By deleting the following items:

	<i>Commerce import class No.</i>
Beet sugar ¹ (including liquid sugar).	1530.750-1530.000, inc.
Cane sugar ¹ (including liquid sugar).	1610.750-1610.000, inc.
Sugar, beet ¹ (including liquid sugar).	1530.750-1530.000, inc.
Sugar, cane ¹ (including liquid sugar).	1610.750-1610.000, inc.
Molasses derived from sugarcane or sugar beets which cannot be used for human consumption or which is not to be used for human consumption. ²	N. S. C

This revision shall become effective at 12:01 a. m., eastern standard time on November 1, 1947. With respect to violations, rights accrued, liabilities incurred or appeals taken, prior to said date, under War Food Order No. 63, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal (E. O. 9280, 7 F. R. 10179, E. O. 9577, 10 F. R. 8087).

Issued this 6th day of November 1947.

[SEAL] JESSE B. GILMER,
Administrator Production and
Marketing Administration.

[F. R. Doc. 47-9334; Filed, Nov. 10, 1947;
8:47 a. m.]

TITLE 24—HOUSING CREDIT

Chapter II—Federal Savings and Loan System

[No. 103]

PART 202—INCORPORATION, CONVERSION, AND ORGANIZATION

APPROVAL OF ADDITIONAL LOAN PLANS

NOVEMBER 6, 1947.

Resolved That paragraph (d) of § 202.9 of the rules and regulations for the Federal Savings and Loan System (24 CFR 202.9 (d)) is hereby adopted effective November 11, 1947 to read as follows:

§ 202.9 *Charter and by-laws.* * * *

(d) *Amendments to charter.* The provisions hereof shall be deemed to be the approval by the Home Loan Bank Board of the proposal by the board of directors of any Federal association operating under Charter K of any one or more of the following amendments to said Federal association's Charter; provided such Federal association follows the requirements of section 16 of its Charter in adopting any such amendments:

1. Amendment to paragraph (a) of section 10 adding the following additional language at the end thereof:

Provided, however That if a member who has agreed to make regular monthly share payments under this paragraph shall apply for the repurchase of his account in part or in full, or shall fail to meet any of the other terms of his bonus agreement after such share account has reached at least 50, but less than 100, times the agreed monthly payment upon his share account in accordance with the terms hereof, such member shall be entitled to receive, in addition to the repurchase value of his share account, a bonus equivalent to 50 percent of the amount of the "reserve for bonus" which is at the time of such repurchase, properly allocable to his share account. Any holder of a share account who entered into a short-term bonus agreement prior to the adoption of the preceding sentence and who is complying with the terms of his agreement shall be entitled to the partial bonus therein authorized.

2. Amendment to the first subparagraph (b) of section 10 adding the following additional language at the end thereof:

Provided, however That if a member who has agreed to make regular monthly share payments under this paragraph shall apply for the repurchase of his account in part or in full, or shall fail to meet any of the other terms of his bonus agreement after such share account has reached (a) at least 50, but less than 100, times the agreed monthly payment upon his share account in accordance with the terms hereof, such member shall be entitled to receive, in addition to the repurchase value of his share account, a bonus equivalent to 25 percent of the amount of the "reserve for bonus" which is, at the time of such repurchase, properly allocable to his share account; (b) at least 100, but less than 150, times the agreed monthly payment, 50 percent of such amount; and (c) at least 150, but less than 200, times the agreed monthly payment, 75 percent of such amount. Any holder of a share account who entered into a long-term bonus agreement prior to the adoption of the preceding sentence and who is complying with the terms of his agreement shall be entitled to the partial bonus therein authorized.

3. Amendment inserting the following section 14.1 between sections 14 and 15:

14.1 *Additional lending powers.* All loans shall be made in accordance with sections 13 and 14 of this Charter unless the Home Loan Bank Board, upon application from the association for such approval, approves another loan plan, practice or procedure or permits a higher percentage of the appraised value of the security to be loaned. Such authority shall be in addition to, and not in abrogation of, any existing authority or procedure provided in this Charter.

4. Amendment repealing the last sentence of section 4 and adding the following provisions in lieu thereof: "The members who shall be entitled to vote at any meeting of the members shall be those owning share accounts and borrowing members of record on the books of the association at the end of the calendar month next preceding the date of such meeting. The number of votes which each member shall be entitled to cast at any meeting of the members shall be determined from the books of the association as of the end of the calendar month next preceding the date of such meeting. Those who were members at the end of the calendar month next preceding the date of a meeting of members but who shall have ceased to be members prior to such meeting shall not be entitled to vote thereat."

5. Amendment of the fourth sentence of section 6 by striking the period at the end thereof and adding the following: "or, if to

be repurchased within fifteen months, as short-term savings share accounts."

and amendment of the tenth sentence of section 9 by striking the period at the end thereof and adding: "and short-term savings share accounts."

(Sec. 5 (a) (b) (c) of H. O. L. A. of 1933, 48 Stat. 132, sec. 18, 49 Stat. 297, sec. 5 (k) of H. O. L. A. of 1933, as added by sec. 5, 48 Stat. 646; 12 U. S. C. 1464 (a) (b) (c) (k) and Supp., Reorg. Plan No. 3 of 1947, 12 F. R. 4981)

The Home Loan Bank Board finds that inasmuch as notice was given pursuant to § 201.2 of the rules and regulations for the Federal Savings and Loan System (24 CFR 201.2) of the proposed amendment of § 202.9 (d) of said rules and regulations (24 CFR 202.9 (d)) by the addition of a new subparagraph numbered 5, as set forth above, and inasmuch as § 202.9 (d) of said regulations as here adopted amends the said § 202.9 (d) as heretofore in force, only by the revision of the term "Federal Home Loan Bank Administration" to "Home Loan Bank Board" further notice and public procedure hereon are unnecessary because with the exception of the said subparagraph 5, above set forth, the amendment relates to agency management and organization and also relieves certain restrictions on Federal savings and loan associations.

By the Home Loan Bank Board.

[SEAL]

J. FRANCIS MOORE,
Secretary.

[F. R. Doc. 47-10025; Filed, Nov. 10, 1947; 8:48 a. m.]

[No. 104]

PART 203—OPERATION

CERTIFICATES EVIDENCING MEMBERSHIP

NOVEMBER 6, 1947.

Resolved that, effective November 11, 1947, items numbered 2, 3, and 4 of § 203.6 of the rules and regulations for the Federal Savings and Loan System are renumbered to read "3, 4, and 5" respectively, and a new item numbered 2 is inserted in said regulation, immediately subsequent to item numbered 1 thereof, reading as follows:

2. This certifies that _____ is a member of _____ Federal Savings and Loan Association _____ and holds a Short-term Savings Share Account of said association, subject to its Charter and bylaws and to the laws of the United States of America. The association is not required to declare or credit dividends on the account evidenced hereby. If said account is not repurchased in full within fifteen months it shall thereupon be converted automatically to a Savings Share Account.

(Sec. 5 (a) 48 Stat. 132; 12 U. S. C. 1464 (a) Reorg. Plan No. 3 of 1947, 12 F. R. 4981, Pub. Law 372, 80th Cong., approved Aug. 6, 1947)

The Home Loan Bank Board hereby finds that good cause exists for dispensing with notice and public procedure in connection with this amendment and for making the same effective upon its publication in the FEDERAL REGISTER because

such notice and any later effective date would be impracticable and contrary to the public interest due to the existing acute shortage of housing accommodations which should be alleviated as promptly as possible. Accordingly, this amendment shall be effective upon the date of its publication in the FEDERAL REGISTER.

By the Home Loan Bank Board.

[SEAL]

J. FRANCIS MOORE,
Secretary.

[F. R. Doc. 47-10023; Filed, Nov. 10, 1947; 8:48 a. m.]

[No. 102]

PART 203—OPERATION

LENDING POWERS OF FEDERAL SAVINGS AND LOAN ASSOCIATIONS

NOVEMBER 6, 1947.

Resolved that § 203.21 *Additional lending powers* of the rules and regulations for the Federal Savings and Loan System (24 CFR 203.21) is hereby amended by adding at the end thereof the following:

(d) The making or purchasing of any loans as to which such association has any insurance under Title I of the National Housing Act, as from time to time in force, which such association has, under the Home Owners' Loan Act of 1933 or otherwise, the legal power to make or purchase.

(e) The making or purchasing of any loans which such association has, under the last sentence of subsection (c) of section 5 of the Home Owners' Loan Act of 1933, as added by Public Law 372, 80th Congress, the legal power to make or purchase. Except as may be otherwise required or authorized by regulations hereafter adopted, each loan made or purchased under this paragraph (other than loans which such association has the legal power to make or purchase under other provisions of said subsection (c) of said section 5 and which conform to all provisions of Charter, rules, and regulations which would be applicable thereto in the absence of this paragraph, and loans as to which such association has any guaranty or insurance, or commitment for any guaranty or insurance, under the Servicemen's Readjustment Act of 1944, as from time to time in force, or as to which such association has any insurance under Title I of the National Housing Act, as from time to time in force) shall conform to the following provisions:

(1) Each such uninsured or unguaranteed loan shall be made only after the association shall have in its possession an application therefor duly executed by the borrower, subject to applicable penal provisions under section 8 of the Home Owners' Loan Act of 1933, for the purposes of obtaining credits and influencing the association to make the said loan. Such application shall state: (i) the applicant's name and address, including the name and address of any other person to be obligated upon said loan, (ii) the applicant's legal or equit-

able ownership or interest in the real property (used at least in part as a residence) to be altered, repaired, or improved with the proceeds of the loan, including any liens against said property or secured by it, and any condition which would terminate said interest before six months after the loan term, (iii) a description of the proposed project and the estimated cost thereof, (iv) the applicant's assets (including life insurance and the name of the insurer) (v) the applicant's previous and present income and employment, (vi) the amount and term of the loan desired, (vii) the applicant's proposal for repayment, (viii) the applicant's agreement to furnish the association with a certificate of completion of the project by the contractor, or if none, by the applicant, and (ix) such other information as the association may require for its protection and to ascertain compliance with its charter, applicable laws, rules and regulations.

(2) Each such loan shall be evidenced by one or more negotiable notes, bonds or other written evidences of debt, or combination thereof, which shall (i) reflect that said loan is made in reliance on statements contained in the borrower's application for said loan, (ii) provide a loan term to be computed on the basis of a maximum of one year for each \$300 but not less than \$150, (iii) provide that repayment shall be in substantially equal monthly installments, (iv) provide for acceleration of maturity, either automatic or at the option of the holder, in the event of default in the payment of any installment upon the due date thereof and (v) contain such other provisions as the association may require in the locality.

(3) The association shall (i) maintain such records as will readily permit a determination as to compliance with the proviso to the last sentence of said subsection (c) of section 5 of the Home Owners' Loan Act of 1933, (ii) make such loans for a financing charge of not in excess of an amount equivalent to a \$6.00 discount per \$100 original face amount of a one year note to be paid in equal monthly installments calculated from the date of the note, (iii) provide that upon any full loan prepayment the borrower shall be rebated an amount not less than that computed by applying the discount rate (if on a discount basis) to the prepayment for the unexpired term of such loan, (iv) provide a charge, if any, for late payments of not to exceed 1% a month thereon and (v) provide for additional charges, if any, covering the initial loan cost, which charges shall not exceed 1% of the original face amount of the loan or \$5.00 whichever is greater.

(Sec. 5 (a) 48 Stat. 132; 12 U. S. C. 1464 (a) Reorg. Plan No. 3 of 1947, 12 F. R. 4981, Pub. Law 372, 80th Cong., approved Aug. 6, 1947)

The Home Loan Bank Board hereby finds that good cause exists for dispensing with notice and public procedure in connection with this amendment and for providing that this amendment shall become effective on the date of its publication in the FEDERAL REGISTER, for the reason that such notice and public proced-

ure, and any deferment of the effective date of this amendment beyond the date of such publication, would be impracticable and contrary to the public interest because of the existing acute shortage of housing accommodations which should be alleviated as promptly as possible. Accordingly, the Home Loan Bank Board hereby dispenses with notice and public procedure in connection with this amendment, and hereby provides that this amendment shall become effective on the date of its publication in the FEDERAL REGISTER.

By the Home Loan Bank Board.

[SEAL] J. FRANCIS MOONE,
Secretary.

[F. R. Doc. 47-10024; Filed, Nov. 10, 1947;
8:48 a. m.]

Chapter V—Federal Housing Administration

PART 500—GENERAL

FIELD ORGANIZATION; LOCATIONS

Section 500.22 *Field organization*, paragraph (b) subparagraph (5) *Locations* (11 F. R. 177A-386) is amended, effective October 20, 1947, by

1. Opposite the State of Massachusetts, in the column headed City, and directly below "Springfield" adding "Worcester 1" and, on the same horizontal line, in the column headed "Address," adding "United States Post Office and Court-house" and in the column headed "Jurisdiction," adding "(See Boston)"

(Sec. 1, 48 Stat. 1246; 12 U. S. C. and Sup., 1702)

[SEAL] R. WINTON ELLIOTT,
Assistant Commissioner.

NOVEMBER 3, 1947.

[F. R. Doc. 47-9982; Filed, Nov. 10, 1947;
8:47 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter XXIII—War Assets Administration

[Reg. 1, Order 2]

PART 8301—DESIGNATION OF DISPOSAL AGENCIES AND PROCEDURES FOR REPORTING SURPLUS PROPERTY LOCATED WITHIN THE CONTINENTAL UNITED STATES, ITS TERRITORIES AND POSSESSIONS

LOCATION OF WAR ASSETS ADMINISTRATION ZONE AND REGIONAL OFFICES, AND LOCATION OF DISPOSAL AGENCY OFFICES FOR FILING DECLARATIONS OF SURPLUS PROPERTY BY OWNING AGENCIES

War Assets Administration Regulation 1, Order 2, June 2, 1947, as amended through August 8, entitled "Location of Disposal Agency Offices for Filing Declarations of Surplus Property by Owning Agencies" (12 F. R. 4139, 5304, 5520) is hereby revised and amended as herein set forth. The title is amended to read as follows: "Location of

War Assets Administration Zone and Regional Offices, and Location of Other Disposal Agency Offices, for Filing Declarations of Surplus Property by Owning Agencies" New matter is indicated by underscoring.

§ 8301.52 *Location of War Assets Administration zone and regional offices, and location of disposal agency offices for filing declarations of surplus property by owning agencies*—(a) *Declarations of surplus personal property located in the continental United States.* Declarations of surplus personal property located in the continental United States shall be filed at the War Assets Administration and other disposal agency offices listed in paragraphs (b) and (c). It will be noted that in certain instances declarations shall be filed in War Assets Administration zone offices, and in other instances in regional offices, as indicated in the text for the respective offices. Declarations covering personal property in the territories and possessions shall be filed as indicated in paragraph (e) and declarations covering real property shall be filed as indicated in paragraph (d). Disposal agencies shall notify the Administrator whenever a change is made in the location of any office at which declarations of surplus property are directed to be filed. All such changes will be carried into this order by amendment.

(b) *Zone offices.* (1) The location and address of War Assets Administration zone offices, at some of which declarations shall be filed as indicated, are as follows:

Zone I

Box 240, Wall Street Station
New York 5, New York

Territory: Regions 1, 2, 3, 12.

Zone II

639 Ponce de Leon Avenue, N. E.
Atlanta, Georgia

Territory: Regions 6, 13, 14, 18, 19.

(2) Declarations of surplus property located in the States of Georgia and Florida (heretofore filed in the regional offices, Regions 6 and 14), shall hereafter be filed in the above Zone II office. Declarations covering properties located in other regions of this zone shall continue to be filed in the regional offices as recited under the appropriate regional headings hereunder.

Zone III

One North La Salle Street
Chicago, Illinois

Territory: Regions 4, 5, 15, 16, 17, 21.

Zone IV

Post Office Box 1637
Kansas City, Missouri

Territory: Regions 8, 9, 22, 24.

(3) Declarations of surplus property located in the States of Iowa, Kansas, Nebraska, Missouri, and the following

¹ Reg. 1 (12 F. R. 6657).

counties in southern Illinois: Adams, Alexander, Bond, Brown, Calhoun, Clay, Clinton, Crawford, Edwards, Effingham, Fayette, Franklin, Gallatin, Greene, Hamilton, Hardin, Jackson, Jasper, Jefferson, Jersey, Johnson, Lawrence, Macoupin, Madison, Marion, Massac, Monroe, Montgomery, Morgan, Perry, Pike, Pope, Pulaski, Randolph, Richland, St. Clair, Saline, Scott, Union, Wabash, Washington, Wayne, White, Williamson (heretofore filed in the regional offices, Regions 8, 22 and 24) shall hereafter be filed in the above Zone IV office. Declarations covering property located in Region 9 shall continue to be filed in that office as provided under the heading for that region.

Zone V

North American Aviation Inc.
Plant "B" Grand Prairie
Post Office Box 6030
Dallas 2, Texas

Territory: Regions 20, 23, 25, 26, 27, 28.

(4) Declarations of surplus property located in the States of Arkansas, Louisiana, Mississippi, Oklahoma and Texas (heretofore filed in the regional offices, Regions 20, 23, 25, 26, 27 and 28) shall hereafter be filed in the above Zone V office.

Zone VI

753 Furniture Mart
1355 Market Street
San Francisco, California

Territory: Regions 10, 11, 29, 30, 31, 32, 33, 35, 36, 37.

(5) Declarations covering surplus property located in the following counties of northern California: Alameda, Alpine, Amador, Butte, Calaveras, Colusa, Contra Costa, Del Norte, Eldorado, Fresno, Glenn, Humboldt, Kern, Kings, Lake, Lassen, Madera, Marin, Mariposa, Mendocino, Merced, Modoc, Mono, Monterey, Napa, Nevada, Placer, Plumas, Sacramento, San Benito, San Francisco, San Joaquin, San Luis Obispo, San Mateo, Santa Clara, Santa Cruz, Shasta, Sierra, Siskiyou, Salano, Sonoma, Stanislaus, Sutter, Tehama, Trinity, Tulare, Tuolumne, Yolo, and Yuba (heretofore filed in the regional office, Region 10) shall hereafter be filed in the above Zone VI office. Declarations covering properties located in other regions of this zone shall continue to be filed in the regional offices as recited under the appropriate regional headings hereunder.

(c) Regional and other disposal agency offices. The location and address of War Assets Administration regional offices, and offices of other disposal agencies, where declarations shall be filed as indicated are as follows:

WAR ASSETS ADMINISTRATION

CAPITAL AND PRODUCERS GOODS AND CONSUMER GOODS

(Except aircraft and aircraft parts and electronic equipment)

Area and Address

Region 1. Boston, Mass. (Address—600 Washington St., Boston, Mass.) Territory: Connecticut (exclusive of Fairfield County), Maine, Massachusetts, New Hampshire, Rhode Island, Vermont.

Region 2. New York, N. Y. (Address—37 Broadway, New York, N. Y.) Territory: Connecticut (Fairfield County only) New Jersey (northern part) Counties of: Bergen, Essex, Hudson, Hunterdon, Middlesex, Monmouth, Morris, Passaic, Somerset, Sussex, Union, and Warren; New York.

Region 3. Philadelphia, Pa. (Address—Lafayette Building, Fifth and Chestnut Sts., Philadelphia, Pa.) Territory: Delaware; New Jersey. Counties of: Atlantic, Burlington, Camden, Cape May, Cumberland, Gloucester, Mercer, Ocean, and Salem; Pennsylvania (all except extreme western part) Counties of: Adams, Bedford, Berks, Blair, Bradford, Bucks, Cambria, Cameron, Carbon, Centre, Chester, Clearfield, Clinton, Columbia, Cumberland, Dauphin, Delaware, Elk, Franklin, Fulton, Huntingdon, Juniata, Lackawanna, Lancaster, Lebanon, Lehigh, Luzerne, Lycoming, McKean, Mifflin, Monroe, Montgomery, Montour, Northampton, Northumberland, Perry, Philadelphia, Pike, Potter, Schuylkill, Snyder, Sullivan, Susquehanna, Tioga, Union, Wayne, Wyoming, and York.

Region 4. Cincinnati, Ohio (Address—704 Race Street, Cincinnati, Ohio) Territory: Indiana (central and southwestern part) Counties of: Bartholomew, Boone, Brown, Daviess, Dearborn, Decatur, Delaware, Dubois, Fayette, Franklin, Gibson, Greene, Hamilton, Hancock, Hendricks, Henry, Jennings, Johnson, Knox, Madison, Marion, Martin, Monroe, Morgan, Ohio, Owen, Pike, Posey, Putnam, Randolph, Ripley, Rush, Shelby, Spencer, Sullivan, Tipton, Union, Vanderburgh, Warrick, and Wayne; Kentucky (eastern part) Counties of: Bath, Bell, Boone, Bourbon, Boyd, Bracken, Breathitt, Campbell, Carter, Clark, Clay, Elliott, Estill, Fayette, Fleming, Floyd, Garrard, Grant, Greenup, Harlan, Harrison, Jackson, Jessamine, Johnson, Kenton, Knott, Knox, Laurel, Lawrence, Lee, Leslie, Letcher, Lewis, Lincoln, McCreary, Madison, Magoffin, Martin, Mason, Menifee, Montgomery, Morgan, Nicholas, Owsley, Pendleton, Perry, Pike, Powell, Pulaski, Robertson, Rockcastle, Rowan, Scott, Whitley, Wolfe, and Woodford; Ohio, Counties of: Adams, Athens, Belmont, Brown, Butler, Carroll, Champaign, Clark, Clermont, Clinton, Coshocton, Darke, Delaware, Fairfield, Fayette, Franklin, Gallia, Greene, Guernsey, Hamilton, Harrison, Highland, Hocking, Jackson, Jefferson, Knox, Lawrence, Licking, Logan, Madison, Meigs, Miami, Monroe, Montgomery, Morgan, Muskingum, Noble, Perry, Pickaway, Pike, Preble, Ross, Scioto, Shelby, Tuscarawas, Union, Vinton, Warren, and Washington.

Region 5. Chicago, Ill. (Address—209 South La Salle Street, Chicago, Ill.) Territory: Illinois (northern part), Counties of: Boone, Bureau, Carroll, Cass, Champaign, Christian, Clark, Coles, Cook, Cumberland, De Kalb, De Witt, Douglas, Du Page, Edgar, Ford, Fulton, Grundy, Hancock, Henderson, Henry, Iroquois, Jo Daviess, Kane, Kankakee, Kendall, Knox, Lake, La Salle, Lee, Livingston, Logan, McDonough, McHenry, McLean, Macon, Marshall, Mason, Menard, Mercer, Moultrie, Ogle, Peoria, Platt, Putnam, Rock Island, Sangamon, Schuyler, Shelby, Stark, Stephenson, Tazewell, Vermilion, Warren, Whiteside, Will, Winnebago, and Woodford; Indiana (northern part), Counties of: Adams, Allen, Benton, Blackford, Carroll, Cass, Clay, Clinton, De Kalb, Elkhart, Fountain, Fulton, Grant, Howard, Huntington, Jasper, Jay, Kosciusko, La Grange, Lake, La Porte, Marshall, Miami, Montgomery, Newton, Noble, Parke, Porter, Pulaski, St. Joseph, Starke, Steuben, Tippecanoe, Vermillion, Vigo, Wabash, Warren, Wells, White, and Whitley; Wisconsin (Declarations of surplus property in the southern counties of Wisconsin which were formerly filed in this office shall hereafter be filed at Region 21, Address: 504 Metropolitan Life Building, Minneapolis, Minn.)

Region 6. Atlanta, Ga. (Address—699 Ponce de Leon Ave., N. E., Atlanta, Georgia) (Declarations of surplus property heretofore filed in this office shall hereafter be filed at the Zone II office, same address.)

Region 7 [Deleted October 28, 1947.]

Region 8. Kansas City, Mo. (Address—Troost & Bannister Rd., (95th St.) P. O. Box 1037, Kansas City, Mo.) (Declarations of surplus property heretofore filed in this office shall hereafter be filed in Zone IV office, P. O. Box 1037, Kansas City, Mo.)

Region 9. Denver, Colo. (Address—Commonwealth Bldg., 728 15th St., Denver, Colo.) Territory: Colorado; New Mexico and Wyoming.

Region 10. San Francisco, Calif. (Address—30 Van Ness Ave., San Francisco 2, Calif.) (Declarations of surplus property heretofore filed in this office shall hereafter be filed in Zone VI office, 1355 Market Street, San Francisco, Calif.)

Region 11. Seattle, Wash. (Address—1409 Second Avenue, Seattle 1, Wash.) Territory: Washington (eastern and western part) Counties of: Adams, Asotin, Benton, Chelan, Clallam, Columbia, Douglas, Ferry, Franklin, Garfield, Grant, Grays Harbor, Island, Jefferson, King, Kitsap, Kittitas, Lewis, Lincoln, Mason, Okanogan, Pacific, Pend Oreille, Pierce, San Juan, Skagit, Snohomish, Spokane, Stevens, Thurston, Walla Walla, Whatcom, Whitman, and Yakima; Idaho (northern part), Counties of: Benewah, Bonner, Boundary, Clearwater, Idaho, Kootenai, Latah, Lewis, Nez Perce, and Shoshone; and Montana.

Region 12. Richmond, Va., (Address—East End 4th St., Richmond 24, Va.) Territory: Maryland; Virginia; District of Columbia; West Virginia.

Region 13. Charlotte, N. C. (Address—317 South Tryon St., Charlotte, N. C.) Territory—North Carolina; South Carolina.

Region 14. Jacksonville, Fla. (Address—St. John's Shipyard, Administration Bldg., P. O. Box 4129, Jacksonville, Fla.) (Declarations of surplus property located in this region heretofore filed in Region 6 shall hereafter be filed at Zone II office, 699 Ponce de Leon Avenue, N. E., Atlanta, Georgia.)

Region 15. Cleveland, Ohio (Address—Higbee Building, East 13th St. and Euclid Ave., Cleveland, Ohio). Territory: Ohio, Counties of: Allen, Ashland, Ashtabula, Auglaize, Columbiana, Crawford, Cuyahoga, Defiance, Erie, Fulton, Geauga, Hancock, Hardin, Henry, Holmes, Huron, Lake, Lorain, Lucas, Mahoning, Marion, Medina, Mercer, Morrow, Ottawa, Paulding, Portage, Putnam, Richland, Sandusky, Seneca, Stark, Summit, Trumbull, Van Wert, Wayne, Williams, Wood, and Wyandot; Pennsylvania (western part) Counties of: Allegheny, Armstrong, Beaver, Butler, Clarion, Crawford, Erie, Fayette, Forest, Greene, Indiana, Jefferson, Lawrence, Mercer, Somerset, Venango, Warren, Washington, and Westmoreland.

Region 16: Detroit, Michigan (Address—Buhl Bldg., 535 Griswold St., Detroit 26, Mich.) Territory: Michigan (eastern part) Counties of: Alcona, Allegan, Alpena, Antrim, Arenac, Barry, Bay, Benzie, Berrien, Branch, Calhoun, Cass, Charlevoix, Cheboygan, Clare, Clinton, Crawford, Eaton, Emmet, Genesee, Gladwin, Grand Traverse, Gratiot, Hillsdale, Huron, Ingham, Ionia, Iosco, Isabella, Jackson, Kalamazoo, Kalkaska, Kent, Lake, Lapeer, Leelanau, Lenawee, Livingston, Macomb, Manistee, Mason, Mecosta, Midland, Missaukee, Monroe, Montcalm, Montmorency, Muskegon, Newaygo, Oakland, Oceana, Ogemaw, Osceola, Oscoda, Otsego, Ottawa, Presque Isle, Roscommon, Saginaw, St. Clair, St. Joseph, Sanilac, Shiawassee, Tuscola, Van Buren, Washtenaw, Wayne, and Wexford.

Region 17. Louisville, Ky. (Address—412 West Market Street, P. O. Box 1259, Louisville 2, Ky.) Territory—Kentucky (western part) Counties of: Adair, Allen, Anderson, Ballard, Barren, Boyle, Breckinridge, Bullitt, Butler, Caldwell, Calloway, Carlisle, Carroll, Casey, Christian, Clinton, Crittenden, Cumberland, Daviess, Edmonson, Franklin, Fulton, Gallatin, Graves, Grayson, Green, Hancock, Hardin, Hart, Henderson, Henry, Hickman, Hopkins, Jefferson, Larue, Livingston, Logan, Lyon, McCracken, McLean, Marion, Marshall, Meade, Mercer, Metcalfe, Monroe, Muhlenberg, Nelson, Ohio, Oldham, Owen, Russell, Shelby, Simpson, Spencer, Taylor, Todd, Trigg, Trimble, Union, Warren, Washington, Wayne, Webster; Indiana (southeastern part) Counties of: Clark, Crawford, Floyd, Harrison, Jackson, Jefferson, Lawrence, Orange, Perry, Scott, Switzerland, and Washington.

Region 18. Nashville, Tenn. (Address—Consolidated-Vultee Bldg., Nashville, Tenn.) Territory—Tennessee.

Region 19. Birmingham, Ala. (Address—P. O. Box 2090, 1955 Fiftieth St., North, Birmingham, Ala.) Territory—Alabama.

Region 20. New Orleans, La. (Address—7020 Franklin Ave., P. O. Station D, New Orleans, La.) (Declarations of surplus property located in this region heretofore filed at Region 26 shall hereafter be filed at Zone V office, North American Aviation Inc., Plant "B" Grand Prairie, Post Office Box 6030, Dallas 2, Texas.)

Region 21. Minneapolis, Minn. (Address—504 Metropolitan Life Bldg., Minneapolis, Minn.) Territory: Minnesota; North Dakota; South Dakota; Michigan (northern part), Counties of: Alger, Baraga, Chippewa, Delta, Dickinson, Gogebic, Houghton, Iron, Keweenaw, Luce, Mackinac, Marquette, Menominee, Ontonagon, Schoolcraft; Wisconsin.

Region 22. St. Louis, Mo. (Address—505 North 7th St., St. Louis, Mo.) (Declarations of surplus property located in this region and heretofore filed at Region 8 shall hereafter be filed at Zone IV office, Post Office Box 1037, Kansas City, Mo.)

Region 23. Little Rock, Arkansas. (Address—Wallace Bldg., Little Rock, Ark.) (Declarations of surplus property located in this region and heretofore filed at Region 26 shall hereafter be filed at Zone V office, North American Aviation Inc., Plant "B" Grand Prairie, Post Office Box 6030, Dallas 2, Texas.)

Region 24. Omaha, Nebraska. Address—601 WOW Bldg., Omaha 2, Nebr.) (Declarations of surplus property located in this region heretofore filed at Region 8 shall hereafter be filed at Zone IV office, Post Office Box 1037, Kansas City, Mo.)

Region 25. Tulsa, Oklahoma. (Address—2000 North Memorial Drive, P. O. Box 1409, Tulsa, Okla.) (Declarations of surplus property located in this region heretofore filed at Region 26 shall hereafter be filed at Zone V office, North American Aviation Inc., Plant "B" Grand Prairie, Post Office Box 6030, Dallas 2, Texas.)

Region 26. Grand Prairie, Texas. (Address—Grand Prairie, Texas. Mailing address: P. O. Box 6030, Dallas 2, Texas.) (Declarations of surplus property heretofore filed in this office shall hereafter be filed at Zone V office, North American Aviation Inc., Plant "B" Grand Prairie, Post Office Box 6030, Dallas 2, Texas.)

Region 27. Houston, Texas. (Address—7700 Wallisville Road, Hughes Strut Plant, Houston 1, Texas.) (Declarations of surplus property located in this region and heretofore filed at Region 26 shall hereafter be filed at Zone V office, North American Aviation Inc., Plant "B" Grand Prairie, Post Office Box 6030, Dallas 2, Texas.)

Region 28. San Antonio, Texas. (Address—3rd Floor, Transit Tower Corner, South St. Mary's and Villita Sts., San Antonio 5, Texas.) (Declarations of surplus property located in this region and heretofore filed at Region 26 shall hereafter be filed at Zone V office, North American Aviation Inc., Plant "B" Grand Prairie, Post Office Box 6030, Dallas 2, Texas.)

Region 29. Helena, Montana. (Address—Old High School Bldg., P. O. Box 1161, Helena, Mont.) (Declarations of surplus property formerly filed in this office shall hereafter be filed at Region 11, 1409 Second Avenue, Seattle 1, Wash.)

Region 30. Salt Lake City, Utah. (Address—Building 3, 1710 South Redwood Road, P. O. Box 2220, Salt Lake City, Utah.) Territory—Utah; Idaho (southern part) Counties of: Ada, Adams, Bannock, Bear Lake, Bingham, Blaine, Boise, Bonneville, Butte, Camas, Canyon, Caribou, Cassia, Clark, Custer, Elmore, Franklin, Fremont, Gem, Gooding, Jefferson, Jerome, Lemhi, Lincoln, Madison, Minidoka, Owyhee, Payette, Power, Teton, Twin Falls, Valley, and Washington; Nevada.

Region 31. Spokane, Washington. (Address—500 Welch Bldg., Spokane, Wash.) (Declarations of surplus property formerly filed in this office shall hereafter be filed at Region 11, 1409 Second Avenue, Seattle 1, Wash.)

Region 32. Portland, Oreg. (Address—War Assets Admin., Swan Island, P. O. Box 4062.) Territory—Oregon; Washington (southwestern part) Counties of: Clark, Cowlitz, Klickitat, Skamania, and Wahkiakum.

Region 33. Los Angeles, Calif. (Address—Mode O'Day Bldg., 155 West Washington Blvd., Los Angeles 15, Calif.) Territory—California (southern part) Counties of: Imperial, Inyo, Los Angeles, Orange, Riverside, San Bernardino, San Diego, Santa Barbara, and Ventura; Arizona.

WAR ASSETS ADMINISTRATION

Aircraft. War Assets Administration, Office of Aircraft Disposal, Washington 25, D. C.

Aircraft parts: (Salable and educational items). War Assets Administration, 6200 Riverside Drive, Municipal Airport, Cleveland 32, Ohio.

(Residual items and contract termination declarations) To regional offices as set forth above in paragraph (c)

Electronic equipment: (Salable and educational items) War Assets Administration, Lafayette Building, Fifth and Chestnut Sts., Philadelphia, Pa.

Agricultural commodities and foods. Declarations of surplus agricultural commodities and foods processed from agricultural commodities shall be filed with the War Assets Administration, Washington 25, D. C.

(Residual items and contract termination declarations). To zone and regional offices as set forth above in paragraphs (b) and (c).

MARITIME COMMISSION

Landing craft of all types, including LSTs. United States Maritime Commission, Washington 25, D. C.

NAVY DEPARTMENT

Navy Department, Office of the Assistant Secretary, Washington 25, D. C.

(d) *Real property.* Declarations of surplus real property located in the continental United States, its territories and possessions, shall be filed with the War Assets Administrator, Washington 25, D. C. Declarations of surplus personal property which is to be declared surplus in conjunction with real property shall be prepared and filed as provided in § 8301.12 (a) of this part.

(e) Declarations of surplus personal property, including aircraft, aircraft components and electronics, located in the territories and possessions of the United States shall be filed at the following regional offices:

WAR ASSETS ADMINISTRATION

Region 35. Hawaii. (Address—War Assets Administration, P. O. Box 3228, Honolulu, T. H.)

Region 36. Puerto Rico and the Virgin Islands. (Address—War Assets Administration, P. O. Box 4307, San Juan, Puerto Rico.)

Region 37. Alaska. (Address—War Assets Administration, P. O. Box 2466, Anchorage, Alaska.)

(Surplus Property Act of 1944, as amended (58 Stat. 765, as amended; 50 U. S. C. App. Sup. 1611) Public Law 181, 79th Congress (59 Stat. 533; 50 U. S. C. App. Sup. 1614a, 1614b) and Reorg. Plan 1 of 1947 (12 F. R. 4534))

This revision of this section shall become effective October 31, 1947.

ROBERT M. LITTLEJOHN,
Administrator

OCTOBER 28, 1947.

[F. R. Doc. 47-10046; Filed, Nov. 7, 1947; 3:28 p. m.]

[Reg. 2, Amdt. 1 to Order 9]

PART 8302—DISPOSAL OF SURPLUS PERSONAL PROPERTY TO PRIORITY CLAIMANTS

VETERANS SET-ASIDE LISTS

War Assets Administration Regulation 2, Order 9, September 1, 1947, entitled "Veterans Set-Aside Lists" (12 F. R. 6664) is hereby amended by adding the following items to the National Veterans Set-Aside List set forth in § 8302.59 thereof:

Type of aircraft	Standard commodity classification
AE-----	42 1390
DGA-----	42 2490
GB-----	42 2490
GH-----	42 2490
J2F-----	42 2490
J3C-----	42 1390

¹ 12 F. R. 5586.

Type of aircraft	Standard commodity classification
NH-----	42 2490
N2S-----	42 2640
OS2U-----	42 2490
P-47-----	42 2220
SNJ-----	42 2620
UC-----	{ 42 2440 and 42 2490

This amendment to this section shall become effective on November 12, 1947, and shall expire at the close of business on December 3, 1947.

ROBERT M. LITTLEJOHN,
Administrator

[F. R. Doc. 47-10045; Filed, Nov. 7, 1947; 3:28 p. m.]

[Reg. 2, Order 12]

PART 8302—DISPOSAL OF SURPLUS PERSONAL PROPERTY TO PRIORITY CLAIMANTS

SURPLUS PROPERTY LOCATED ON ALEUTIAN ISLANDS AND IN ALASKA

War Assets Administration Regulation 2, Order 12, July 11, 1947, entitled "Surplus Property Located on the Aleutian Islands" (12 F. R. 5586) is hereby revised and amended as hereinafter set forth. The title is amended to read as follows: "Surplus Property Located on the Aleutian Islands and in Alaska."

Application has been made to the Administrator by the disposal agency that surplus property located on the Aleutian Islands and in certain portions of the Alaska mainland, because of remote geographical location, lack of transportation, and climatic conditions, should be disposed of immediately without prior offering to priority claimants.

The disposal agency has advised that, since there are no regular airlines or shipping facilities between the Aleutian Islands and the Alaska mainland, and since certain sections of the Alaska mainland are so far removed and inaccessible, to offer this property first to priority claimants will make disposal impracticable and uneconomical in view of the short summer shipping season to those localities.

The disposal agency has further advised that the military services involved do not have personnel available to segregate, crate, move or load on shipboard such property and that any offerings must be made on an "as is, where is" basis.

The disposal agency has further advised that the interest shown to date by priority claimants in surplus property on the Aleutian Islands and in certain portions of the Alaska mainland has been small and that to properly offer such surplus to priority claimants will necessitate shipping such property from its present locations to more accessible points, which budgetary limitations preclude.

Accordingly, the War Assets Administrator finds that an exemption should be

¹ Reg. 2 (12 F. R. 5586)

granted from the provisions of this part for any surplus property located on the Aleutian Islands and in the following localities of the Alaska mainland: Nome, Kodiak, Northway, Big Delta, Tanacross, Healy, Naknek, Circle, Galena, Point Spencer, North Spit, Kongorok, Davidson Landing, Nikolski, Pilgrim Spring and Annette Isle, on the ground that it is impracticable and uneconomical for the disposal agency to be required to dispose of such surplus property according to the provisions of this part.

In view of all of the foregoing, it is hereby ordered that:

§ 8302.62 *Surplus property located on the Aleutian Islands and in Alaska.* Pursuant to the provisions of § 8302.3 (b) (4) of this part, the War Assets Administration, as disposal agency, is hereby authorized to dispose of any surplus property located on the Aleutian Islands and at Nome, Kodiak, Northway, Big Delta, Tanacross, Healy, Naknek, Circle, Galena, Point Spencer, North Spit, Kongorok, Davidson Landing, Nikolski, Pilgrim Spring and Annette Isle on the Alaska mainland, at a fair and reasonable price without regard to any other provisions of this part. Negotiated sales may be used as a method of sale hereunder where the disposal agency determines that that method of sale is in the best interest of the Government.

(Surplus Property Act of 1944, as amended; 58 Stat. 765, as amended; 50 U. S. C. App. Sup. 1611, Pub. Law 181, 79th Cong., 59 Stat. 533; 50 U. S. C. App. Sup. 1614a, 1614b; and Reorganization Plan 1 of 1947 (12 F. R. 4534))

This revision of this section shall become effective November 5, 1947.

ROBERT M. LITTLEJOHN,
Administrator

NOVEMBER 5, 1947

[F. R. Doc. 47-10044; Filed, Nov. 7, 1947; 3:28 p. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

PART 8—SHIP RADIO SERVICE

SHIP RADAR STATION LICENSES

Attention is directed to the following error which appeared in the Tuesday, October 28, 1947 issue of the FEDERAL REGISTER on page 6976:

Paragraph (c) (2) of § 8.195 should read:

(2) Ship radar station licenses normally will be renewed upon proper application, to expire at 3 a. m., e. s. t., on a date four years from the effective date of renewal.

FEDERAL COMMUNICATIONS
COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-9989; Filed, Nov. 10, 1947; 8:48 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

Subchapter A—General Rules and Regulations

[S. O. 787]

PART 95—CAR SERVICE

EMBARGO OF SHIPMENTS TO, FROM, OR BY M. DUNN & CO., DETROIT, MICH.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 5th day of November A. D. 1947.

It appearing, that M. Dunn & Company, Detroit, Mich., has persistently and is now indulging in the practice of holding loaded refrigerator cars an unreasonable time before unloading them; that the railroads have placed Embargo AAR 363 against the said company but they have disregarded that embargo; that such practices are impeding the use of refrigerator cars; thus contributing to the existing general shortage of such cars; in opinion of the Commission an emergency requiring immediate action exists at Detroit, Michigan: it is ordered, that:

§ 95.787 *Shipments to, from, for or by the M. Dunn & Company be embargoed.* (a) The New York Central Railroad Company, Canadian Pacific Railway Company, The Detroit and Toledo Shore Line Railroad Company, Detroit Terminal Railroad Company, Detroit, Toledo and Ironton Railroad Company, Grand Trunk Western Railroad Company, The Pennsylvania Railroad Company, The Chesapeake and Ohio Railway Company and Wabash Railroad Company shall not accept from shippers or connecting lines a loaded refrigerator car or cars consigned or reconsigned direct to, or advise M. Dunn & Company, its agents or employees, at any point or station within the Detroit Switching District as defined by tariffs on file with this Commission; nor shall said named carriers deliver or place for delivery such car or cars; or accept or execute turn-over orders in the switching limits of Detroit, Michigan on any loaded refrigerator car to, or for account of, M. Dunn & Company, Detroit, Michigan, its agents or employees, unless a permit authorized in paragraph (c) of this section, has first been obtained.

(b) *Application.* The provisions of this section shall apply to intrastate and foreign commerce as well as interstate commerce.

(c) *Special and general permits.* The provisions of this section shall be subject to any special or general permits that may be issued by the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., in the interest of car service.

(d) *Effective date.* This section shall become effective at 7:00 a. m., November 6, 1947.

(e) *Expiration date.* This section shall expire at 11:59 p. m., April 30, 1948, unless modified, changed, suspended, or annulled by order of the Commission.

It is further ordered, that copies of this order and direction shall be served upon the railroads specified in paragraph (a)

hereof and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

(40 Stat. 101, secs. 402, 418, 41 Stat. 475, 485, secs. 4, 10; 54 Stat. 901, 912; 49 U. S. C. 1 (10)-(17))

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 47-9385; Filed, Nov. 10, 1947;
8:48 a. m.]

Subchapter D—Freight Forwarders

PART 440—UNIFORM SYSTEM OF ACCOUNTS FOR FREIGHT FORWARDERS

At a session of the Interstate Commerce Commission, Division 1, held at its office in Washington, D. C., on the 7th day of October A. D. 1947.

The matter of accounting regulations for freight forwarders being under consideration pursuant to the provisions of section 412 (a) of the Interstate Commerce Act, as amended; and

It appearing, that by order dated November 4, 1942, the "Uniform System of Accounts for Freight Forwarders, Issue of 1943," was prescribed and was filed with the Director of the Division of the Federal Register, but was not published in the FEDERAL REGISTER, although the order was published December 2, 1942 (7 F. R. 10025) and

It further appearing, that the accounting regulations so prescribed for freight forwarders are substantive rules, which are required by section 3 (a) (3) of the Administrative Procedure Act to be published currently in the FEDERAL REGISTER, but no general notice of proposed rule making as contemplated by section 4 of that act is required because said regulations were prescribed prior to the effective date of such requirement (56 Stat. 294, 49 U. S. C. 1012).

Sec.

440.00 Order of the Commission.

440.00-1 Introduction.

440.00-2 Applicability of the regulations.

GENERAL INSTRUCTIONS

440.0 General Instructions.

440.0-1 Records.

440.0-2 Definitions.

440.0-3 Unaudited items.

440.0-4 Delayed items and adjustments.

440.0-5 Depreciation and amortization accounting.

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Sec.

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440.101

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440.102

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440.103

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440.104

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440.105

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440.106

Reserve for doubtful accounts.

440.107

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440.108

Material and supplies.

440.109

Other current assets.

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440.121

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440.129

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440.131

Other investments.

440.140

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440.141

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440.142

Motor and other highway vehicles.

440.143

Land and public improvements.

440.144

Other property account charges.

440.149

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440.161

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440.172

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440.180

Reacquired and nominally issued long-term debt.

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Nominally issued capital stock.

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440.201

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440.202

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440.203

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440.204

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440.205

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440.210

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440.212

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Other reserves.

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440.240

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440.241

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Unearned surplus.

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440.0-42 Basis of charges.

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PROPERTY INVESTMENT ACCOUNTS

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440.300

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440.301

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Sec.	DEBIT
440.310	Miscellaneous debits.
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INCOME INSTRUCTIONS

440.0-61	Purpose of income accounts.
440.0-62	Statement of income accounts.
440.0-63	Form of income statement.

INCOME ACCOUNTS

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440.401	Dividend and interest income.
440.402	Release of premium on long-term debt.
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DEBIT

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440.411	Transportation tax accruals.
440.412	Provision for uncollectible accounts.
440.413	Miscellaneous tax accruals.
440.414	Miscellaneous income charges.
440.415	Delayed income debits.
440.420	Interest on long-term debt.
440.421	Other interest deductions.
440.422	Amortization of discount on long-term debt.
440.431	Income taxes.
440.432	Miscellaneous amortization charges to income.
440.433	Miscellaneous reservations of income.

OPERATING REVENUES INSTRUCTIONS

440.0-71	Purpose of operating-revenue accounts.
440.0-72	Statement of operating-revenue accounts.

OPERATING REVENUE ACCOUNTS

TRANSPORTATION REVENUE

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TRANSPORTATION PURCHASED; DEBIT	
440.511	Railroad transportation.
440.512	Motor transportation.
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440.514	Pick-up, delivery, and transfer service.
440.515	Other transportation purchased.

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440.521	Storage; freight.
440.522	Rent revenue.
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OPERATING EXPENSES INSTRUCTIONS

440.0-81	Purpose of operating-expense accounts.
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OPERATING EXPENSE ACCOUNTS

440.601	General office salaries.
440.602	Traffic department salaries.
440.603	Law department salaries.
440.604	Station salaries and wages.
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440.609	Postage.
440.610	Stationery and office supplies.
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440.614	Heat, light and water.
440.615	Maintenance.
440.616	Depreciation and amortization.
440.617	Insurance.
440.618	Payroll taxes.

Sec.	440.619	Commissions and brokerage.
	440.620	Other expenses.

AUTHORITY: §§ 440.00 to 440.6-620, inclusive, issued under 26 Stat. 294; 49 U. S. C. 1012.

SPECIAL NOTE: In the regulations under part 440 of this chapter the numbers assigned to sections thereof include as a whole number, following the decimal point, the number of the prescribed account. Where references throughout the regulations are to an account, as such, only the account number portion of the section number is used. For example: Account 411, "Transportation tax accruals," may be mentioned in the instructions or in the text of another account, and will be found as § 440.411 under income. Sections devoted to instructions, as distinguished from the texts of the prescribed accounts, are numbered § 440.0 with the prescribed instruction number following a dash.

§ 440.00 *Order of the Commission.* It is ordered, that: The "Uniform System of Accounts for Freight Forwarders, Issue of 1943," together with a copy of this order, shall be filed with the Director of the Division of the Federal Register for publication in the FEDERAL REGISTER, and that a copy of this order be deposited in the office of the Secretary of the Commission at Washington, D. C.

§ 440.00-1 *Introduction.* This "Uniform System of Accounts for Freight Forwarders, Issue of 1943," applies to all freight forwarders subject to the provisions of part IV of the Interstate Commerce Act having annual gross revenues of \$100,000 or more. The term "gross revenues" refers to the amounts classable in accounts 501, 521, 522, and 523. (This paragraph as amended by order dated September 21, 1943.)

Under Part IV of the Interstate Commerce Act the observance of the rules and regulations stated in this system of accounts becomes obligatory upon persons having direct charge of the accounts of the freight forwarders concerned, and such persons will be held responsible for their proper application.

Subsection (d) of Section 421 of Part IV of the Interstate Commerce Act provides that:

(d) Any freight forwarder, or any officer, agent, employee, or representative thereof, who shall willfully fail or refuse to make a report to the Commission as required under this part, or to make specific and full, true, and correct answer to any question within thirty days from the time it is lawfully required by the Commission so to do, or to keep accounts, records, and memoranda in the form and manner prescribed by the Commission, or shall knowingly and willfully falsify, destroy, mutilate, or alter any such report, account, record, or memorandum, or shall knowingly and willfully file with the Commission any false report, account, record, or memorandum, or shall knowingly and willfully neglect or fail to make full, true, and correct entries in such accounts, records, or memoranda of all facts and transactions appertaining to the business of the freight forwarder, or shall knowingly and willfully keep any accounts, records, or memoranda contrary to the rules, regulations, or orders of the Commission with respect thereto, shall be guilty of a misdemeanor and upon conviction thereof shall be subject for each offense to a fine of not more than \$5,000. As used in this subsection the word "keep" shall be construed to mean make, prepare, or compile, as well as retain.

§ 440.00-2 *Applicability of the regulations.* This "Uniform System of Accounts for Freight Forwarders, Issue of 1943," applies to all freight forwarders subject to the provisions of part IV of the Interstate Commerce Act having annual gross revenues of \$100,000 or more. The term "gross revenues" refers to amounts classable in the following accounts:

- 501. Forwarder revenue.
- 521. Storage-Freight.
- 522. Rent revenue.
- 523. Miscellaneous.

No uniform system of accounts has been prescribed for companies having annual gross revenues under \$100,000.

NOTE: New companies should estimate the amount of their annual gross revenues for the purpose of ascertaining whether adoption of this system of accounts is required.

(This entire section, as above, was added by order dated September 21, 1943.)

GENERAL INSTRUCTIONS

§ 440.0 *General instructions.* The serially numbered instructions, which are introduced by this section, relate to matters of general accounting terms and procedure. Each major grouping of accounts prescribed hereinafter is preceded by a list of instructions pertaining specifically to those accounts.

§ 440.0-1 *Records.* (a) The company's records shall be kept with sufficient particularity to show fully the facts pertaining to all entries in the accounts provided herein.

(b) Where the general book entries do not contain complete information, they shall be supported by other detail records, cross-referenced for ready identification.

(c) All records shall be filed in such manner as to be readily accessible for examination by representatives of the Commission.

(d) Attention is directed to the following extract from section 412 of the Interstate Commerce Act:

(e) The Commission may issue orders specifying such operating, accounting, or financial papers, records, books, correspondence, or documents of freight forwarders as may after a reasonable time be destroyed, and prescribing the length of time the same shall be preserved.

The Commission's order specifying records which may be destroyed is contained in its "Regulations to Govern the Destruction of Records of Freight Forwarders."

(e) All accounts kept shall conform in numbers and titles to those prescribed herein, except that:

(1) Any of the accounts may be subdivided provided the titles of all subdivisions or subaccounts shall refer by number or title to the accounts of which they are subdivisions.

(2) When subaccounts are thus kept, it is not required that the main accounts of which they are subdivisions shall also be kept in the company's books.

(3) During the 12 months from the time that the Uniform System of Accounts for Freight Forwarders, First Issue, becomes effective, persons that are subject to the provisions of Part IV of the Interstate Commerce Act, in addition to

the accounts prescribed herein, may keep and maintain such groupings of the primary accounts prescribed, or such portions of their present accounts as may be desirable to maintain a basis of comparison with previous years.

(f) Clearing accounts may be kept when necessary or useful in making the proper distribution of items to the appropriate primary accounts.

(g) As of the effective date of this system of accounts, the accounts prescribed herein shall be opened by transferring thereto the balances carried in the accounts previously maintained by the company. The company is authorized to make such subdivisions, reclassifications, or consolidations of such balances as may be necessary to meet the requirements of this system of accounts.

(h) The accounts for each month shall be stated on the basis of accruals so that all transactions applicable to each month, as nearly as may be ascertained, shall be entered in the books for that month. The books shall be closed as of the end of the calendar year.

§ 440.0-2 Definitions. When used in this system of accounts the term:

(a) "Actually issued" as applied to certificates of capital stock or evidences of long-term debt issued or assumed by the company means those which have been sold to bona fide purchasers for a valuable consideration (including those issued in exchange for other securities or other property) under the condition that the purchaser secured them free from all control by the issuing company; also securities issued as dividends on stock.

(b) "Actually outstanding" as applied to certificates of capital stock or evidences of long-term debt issued or assumed by the company means those which have been "actually issued" and are neither retired nor held by or for the company.

(c) "Affiliated companies" means persons that directly, or indirectly through one or more intermediaries, control, are controlled by, or are under common control with, the accounting company.

NOTE: Where reference is made to control (in referring to a relationship between any person or persons and another person or persons), such reference shall be construed to include actual as well as legal control, whether maintained or exercised through or by reason of the method of or circumstances surrounding organization or operation, through or by common directors, officers, or stockholders, a voting trust or trusts, a holding or investment company or companies, or through or by any other direct or indirect means; and to include the power to exercise control.

(d) "Book cost" means the amount at which assets are recorded in the accounts of the company without deduction of any related reserves or other items.

(e) "Book liability" means the amount at which liabilities (including securities issued or assumed by the company) are recorded in the accounts of the company.

(f) "Company" when not otherwise indicated in the context, means the accounting person.

(g) "Debt expense" as applied to long-term debt means all expense in connection with the authorization, issue, and

sale of evidences of debt, such as fees for drafting mortgages and trust deeds; fees for issuing or recording evidences of debt; cost of engraving and printing bonds, certificates of indebtedness, and other commercial paper having a life of more than one year; fees paid trustees; specific costs of obtaining governmental authority; fees for legal services; fees and commissions paid underwriters, brokers, and salesmen for marketing such evidences of debt; fees and expenses of listing on exchanges, and other like costs.

NOTE: Taxes for issuing or recording evidences of debt shall be charged to account 411, "Transportation tax accruals."

(h) "Delayed items" means items relating to transactions which occurred before the current calendar year but which were not recorded in the books of accounts in such prior years. It includes adjustments of errors in the operating revenue, operating expense, or other income accounts of prior years.

(i) "Discount" as applied to certificates of capital stock or evidences of long-term debt issued or assumed by the company means the excess of the par or face value of the securities plus interest or dividends accrued at the date of the sale, over the current money value of the consideration received at their sale.

(j) "Freight forwarder" is defined in section 402 (a) 5 of the Interstate Commerce Act as follows:

The term "freight forwarder" means any person which (otherwise than as a carrier subject to part I, II, or III of this Act) holds itself out to the general public to transport or provide transportation of property, or any class or classes of property, for compensation, in interstate commerce, and which, in the ordinary and usual course of its undertaking, (A) assembles and consolidates or provides for assembling and consolidating shipments of such property, and performs or provides for the performance of break-bulk and distributing operations with respect to such consolidated shipments, and (B) assumes responsibility for the transportation of such property from point of receipt to point of destination, and (C) utilizes, for the whole or any part of the transportation of such shipments, the services of a carrier or carriers subject to part I, II, or III of this Act.

(k) "Nominally issued" as applied to certificates of capital stock or evidences of long-term debt issued or assumed by the company means those which have been signed, certified, or otherwise executed and placed with the proper officer for sale, or pledged or otherwise placed in some special fund of the company, but which have not been sold.

(l) "Nominally outstanding" as applied to certificates of capital stock or evidences of long-term debt issued or assumed by the company means those which after being actually issued have been reacquired by or for the company under such circumstances as require them to be considered as held alive and not retired.

(m) "Person" includes an individual, firm, partnership, corporation, company, association, or joint-stock association, and includes a trustee, receiver, assignee, or personal representative thereof.

(n) "Premium" as applied to certificates of capital stock or evidences of

long-term debt issued or assumed by the company means the excess of the current money value of the consideration received at their sale over the sum of their par or face value and interest or dividends accrued at the date of the sale.

§ 440.0-3 Unaudited items. When the amount of any item affecting operating revenue or operating expense accounts cannot be determined accurately in time for inclusion in the accounts of the calendar year in which the transaction occurs, the amount of the item shall be estimated and included in the proper accounts and credited to account 231, "Other deferred credits," or charged to account 172, "Other deferred debits," as may be appropriate. The amount of any similar item affecting income accounts shall be included in the proper income account with contra entry in the accounts provided for the accrual of such items. When the item is audited the necessary adjustment shall be made through the account in which the estimate was recorded. If, during the interval between the date of inclusion of the item in the accounts and the date on which it is audited, a substantial difference from the initial estimate is determined, appropriate adjustment shall be made in the current accounts to cover such difference. The company is not required to anticipate items which would not appreciably affect the accounts.

§ 440.0-4 Delayed items and adjustments. Delayed items and adjustments, except adjustments pertaining to account 149, "Depreciation and amortization reserve—Transportation property," arising during the current year which are applicable to prior accounting periods, shall be included in the same accounts which would have been credited or charged if the item had been taken up or adjusted in the period to which it pertained, except that when the amount of the delayed item is relatively so large that its inclusion in the appropriate account for the current year seriously would distort the revenues, expenses, or other income accounts for the year, the amount of the item shall be credited or charged as the case may be to the accounts provided in income for the adjustment of previously stated income of prior years.

§ 440.0-5 Depreciation and amortization accounting. (a) There shall be charged monthly to operating expenses or other appropriate accounts and credited to account 149, "Depreciation and amortization reserve—Transportation property," during the service life of depreciable property, amounts which will approximate the loss in service value not restored by current repairs or covered by insurance. The charges for currently accruing depreciation shall be computed in conformity with the group method by applying to the original cost or estimated original cost such percentage rates as will distribute the service value by the straight-line method in equal annual charges to operating expenses or other accounts during the estimated life of the property.

NOTE A: The term "service value" means the book cost of the property plus the cost to the company of demolishing the property and

recovering the salvage, less the value of the salvage recovered.

NOTE B: The term "group method" means the method under which depreciation charges are accrued upon the basis of the book cost of depreciable property, using the average service life thereof, and upon the retirement of such property, charging its service value to the depreciation reserve, regardless of the amount accrued with respect to the property retired.

NOTE C: The term "straight-line method" means the plan under which the annual depreciation charge is computed by applying such percentage rates to the book cost of items of depreciable property as will distribute their estimated service value in equal annual charges as nearly as may be to operating expenses and other accounts over their service lives.

(b) Under the conditions that improvements made by the lessee to leased property revert to the lessor at the termination of the lease, the amount of the company's investment therein shall be amortized over the life of the lease through charges to account 616, "Depreciation and amortization," and credits to account 149, "Depreciation and amortization reserve—Transportation property"

§ 440.0-6 *Interpretation of item lists.* List of "Items" appearing in the texts of the several accounts are given for the purpose of clearly indicating the application of the prescribed accounting rules in specific cases. The lists are not to be considered as comprising all the items includible in the several accounts, but merely as representative of them. On the other hand the appearance of an item in a list warrants the inclusion of such items in the account concerned only when the text of the account also indicates inclusion inasmuch as the same items frequently appears in more than one list. The proper entry in each instance must be determined by the texts of the account.

§ 440.0-7 *Submission of questions.* To promote and maintain uniformity of accounting the company shall submit all questions of doubtful interpretation of the prescribed accounting rules to the Commission for consideration and decision.

GENERAL BALANCE SHEET INSTRUCTIONS

§ 440.0-21 *Purpose of balance-sheet accounts.* The balance-sheet accounts are intended to disclose the financial condition as of a given date by showing the assets, liabilities, capital stock, and surplus or deficit of the company.

§ 440.0-22 *Current assets.* (a) In the group of accounts designated as current assets shall be included cash, those assets which are readily convertible into cash or held for current use in operations or construction, current claims against others, and amounts accruing to the company which are subject to current settlement.

(b) There shall not be included in this group of accounts any item the collection of which is not reasonably assured by the known financial condition of the debtor. Items of current character but of doubtful value shall be written down or written off by charging account 106, "Reserve for doubtful accounts." If

there has been any impairment in value, such items shall be included in account 172, "Other deferred debits," at an amount not in excess of a reasonable estimate of future value. If it is desired to retain a record of assets written off they shall be recorded at a nominal value in account 172, "Other deferred debits."

§ 440.0-23 *Company securities owned.* Securities actually issued or assumed by the company which have been reacquired and not retired, shall be carried in account 280, "Reacquired capital stock," or 190, "Reacquired and nominally issued long-term debt," unless it is required by provisions of a mortgage or by decision of a trustee not subject to control by the company, that such securities be retained alive in sinking or other special funds. Reacquired long-term debt not retired shall be shown at par or face value, and reacquired capital stock not retired shall be shown at the amount paid for such stock.

§ 440.0-24 *Discount, premium, and expense on capital stock.* (a) Separate ledger accounts shall be kept in which to record discount suffered, commission and expense incurred, and premium realized at the original sale of each subclass of capital stock issued or assumed by the company, also in which to record assessments against stockholders for each subclass of capital stock against which levies or assessments are made. For explanation of "subclass" see paragraph (c) of account 240, "Capital stock."

(b) The balances in the ledger accounts shall be classified as follows: The amounts representing discount, commissions, and expense shall be included in account 242, "Discount, commission, and expense on capital stock," and the amounts representing premiums, levies, and assessments shall be included in account 241, "Premiums and assessments on capital stock."

(c) Discount, commissions, and expense on capital stock may be amortized through such regular charges to account 432, "Miscellaneous amortization charges to income," as will equitably distribute the amount over a definite period, or they may be retained and carried in account 242, "Discount, commission, and expense on capital stock," until the retirement of the stock to which the discount, commission, and expense apply. Premiums, levies, and assessments on capital stock shall be carried in account 241, "Premiums and assessments on capital stock," until the retirement of the stock to which the premiums and assessments apply.

(d) When an issue of capital stock or any part thereof is reacquired, the amount paid therefor shall be charged to account 280, "Reacquired capital stock." If the reacquired stock is resold the difference between the amount at which it was reacquired and the net amount realized from the sale shall be included in account 250, "Unearned surplus," *Provided, however* That the excess of a debit over the amount of accumulated net gains applicable thereto included in unearned surplus shall be charged to earned surplus.

(e) If reacquired stock is retired, the difference between the amount paid

therefor upon reacquirement and the amount included in account 240, "Capital stock," shall be included in account 250, "Unearned surplus." The balances in accounts 241, "Premiums and assessments on capital stock," and 242, "Discount, commission, and expense on capital stock," with respect to the retired stock shall be cleared from those accounts and debited or credited to account 250, "Unearned surplus." The use of account 250 is subject to the limitation that any excess of a debit over the amount of accumulated net gains included in unearned surplus applicable to the stock retired, shall be charged to earned surplus.

§ 440.0-25 *Discount, premium, and expense on long-term debt.* (a) A separate ledger account shall be maintained for each subclass of long-term debt (including receivers' and trustees' securities) issued or assumed by the company, in which shall be recorded discount suffered, premium realized, and expense incurred in connection with the sale of such debt.

(b) Each month or other accounting period there shall be credited to each such account in which there is a debit balance, such proportion (based upon the ratio of the period to the remaining life of the security at the beginning of each such accounting period) of the debit balance therein as is applicable to the period. The amounts thus credited shall be charged to account 422, "Amortization of discount on long-term debt." Correspondingly each month or other accounting period there shall be charged to each account in which there is a credit balance such proportion of the credit balance therein as is applicable to the period. The amounts thus charged shall be concurrently credited to account 402, "Release of premium on long-term debt."

(c) Only that part of the balance in any account for discount, premium, and expense on long-term debt which is applicable to the period of construction, shall be included in any account as part of the cost of acquiring property or part of the cost of construction.

(d) Except as provided in paragraphs (a) (b) and (c) of this section the balance in each of these accounts shall be carried until the reacquirement of the securities to which it relates at which time the proportion (based on the relation of the amount of long-term debt reacquired to the total outstanding before its reacquirement) of the balance in the premium, discount, and debt-expense account for the particular class of long-term debt reacquired shall be closed to account 301, "Miscellaneous credits," or account 310, "Miscellaneous debits," as may be appropriate.

(e) In stating the balance sheet, if the net of the balances in the discount, premium, and expense accounts for all classes of long-term debt outstanding is a debit balance, the amount shall be included in account 171, "Debt discount and expense," and if a credit balance, the amount shall be included in account 230, "Premium on long-term debt."

§ 440.0-26 *Reorganizations.* (a) Where a company involved in receivership or bankruptcy is so reorganized as to

preserve in whole or in part the interests of its owners and creditors, whether through the owning corporation or a successor corporation, or is a company resulting from reorganization of a company in any other manner, and such company emerges from such reorganization as the owner of investments, it shall at the time of recording such investments on its books include in account 166, "Other intangible property," the net difference between the total of accounts 100 to 190, inclusive, and the total of accounts 200 to 243, inclusive, as those accounts are properly adjusted under the reorganization plan. The entries shall be submitted to the Commission for approval before they are spread on the books.

(b) The company shall apply to the Commission for permission to use account 166, "Other intangible property," so far as it is adequate, for the adjustment of all differences between amounts originally set up with respect to such investment items and the values of such items as finally determined; and earned surplus shall be affected only by losses and gains clearly attributable to operations subsequent to date of reorganization.

§ 440.0-27 *Contingent assets and liabilities.* (a) Contingent assets represent possible sources of value to the company contingent upon the fulfillment of conditions regarded as uncertain. Contingent liabilities include items which may, under certain conditions, become obligations of the company but are not obligations at the date of the balance sheet.

(b) Contingent assets and liabilities shall not be included in the accounts herein prescribed, but such records shall be kept as will enable the company to report all items of significant amount in a supplemental statement accompanying the company's balance sheet. If, when, and to the extent, contingent assets and liabilities become actual they shall be included in the appropriate accounts herein.

§ 440.0-28 *Form of general balance-sheet statement.* The classified balance sheet is designated to show the financial condition of the company as of the date for which it is drawn.

ASSET SIDE

CURRENT ASSETS

- 100 Cash.
- 101 Special cash deposits.
- 102 Temporary cash investments.
 - Pledged.
 - Unpledged.
- 103 Working advances.
- 104 Notes receivable.
- 105 Accounts receivable.
 - Less:
 - 106 Reserve for doubtful accounts.
 - 107 Accrued accounts receivable.
 - 108 Material and supplies.
 - 109 Other current assets.
- Total current assets.

SPECIAL FUNDS AND DEPOSITS

- 120 Sinking and other funds.
 - Less:
 - Nominally outstanding.
- 121 Special deposits.
 - Less:
 - Nominally outstanding.
- Total special funds.

INVESTMENT SECURITIES AND ADVANCES

- 130 Investments in affiliated companies.
 - Pledged.
 - Unpledged.
- 131 Other investments.
 - Pledged.
 - Unpledged.

TANGIBLE PROPERTY

- 140 Transportation property.
 - Less:
 - 149 Depreciation and amortization reserve—Transportation property.
- 160 Nontransportation property.
 - Less:
 - 161 Depreciation reserve—Nontransportation property.
- Total tangible property.

INTANGIBLE PROPERTY

- 165 Organization.
- 166 Other intangible property.
- Total intangible property.

DEFERRED DEBITS AND PREPAID EXPENSES

- 170 Prepayments.
- 171 Debt discount and expense.
- 172 Other deferred debits.
- Total deferred debits and prepaid expenses.

REACQUIRED AND NOMINALLY ISSUED SECURITIES

- 180 Reacquired and nominally issued long-term debt.
 - Reacquired:
 - Pledged.
 - Unpledged.
 - Nominally issued:
 - Pledged.
 - Unpledged.
- 191 Nominally issued capital stock.
 - Pledged.
 - Unpledged.
- Total assets.
- Contingent assets (not included above).

LIABILITY SIDE

CURRENT LIABILITIES

- 200 Notes payable.
- 201 Accounts payable.
- 202 Accrued interest.
- 203 Dividends payable.
- 204 Accrued taxes.
- 205 Other current liabilities.
- Total current liabilities.

LONG-TERM DEBT

- 210 Funded debt.
- 211 Receivers' and trustees' securities.
- 212 Amounts payable to affiliated companies.
- 213 Long-term debt in default.
 - Less:
 - Nominally outstanding.
 - Nominally issued.
- Total long-term debt.

RESERVES

- 220 Insurance reserves.
- 221 Provident reserves.
- 222 Other reserves.
- Total reserves.

DEFERRED CREDITS

- 230 Premium on long-term debt.
- 231 Other deferred credits.
- Total deferred credits.

CAPITAL AND SURPLUS

- 240 Capital stock.
- 241 Premiums and assessments on capital stock.
 - Less:
 - Nominally issued capital stock.
- 242 Discount, commission, and expense on capital stock.
- 243 Proprietary capital.
- 250 Unearned surplus.
 - Paid-in surplus.
 - Other unearned surplus.

- 259 Earned surplus—Appropriated.
- 270 Earned surplus—Unappropriated:
 - * balance.
 - Surplus prior to January 1, 1943:
 - * balance.
- 220 Reacquired capital stock:
 - Pledged.
 - Unpledged.
- Total capital and surplus.
- Total liabilities.
- Contingent liabilities (not included above).

GENERAL BALANCE SHEET ACCOUNTS

DEBIT

§ 440.100 *Cash.* This account shall include the amount of current funds available for use on demand in the hands of financial officers and agents or deposited in banks or trust companies including cash in transit for which agents or others have received credit.

NOTE: If the withdrawal of any portion of the cash recorded in this account is restricted for any purpose except the usual time limit for savings accounts, the balance sheet shall carry an appropriate notation to that effect.

§ 440.101 *Special cash deposits.* This account shall include cash on special deposit (other than in special funds and deposits) for the payment of interest, dividends, and other obligations: *Provided*, That the liability which is to be liquidated by the disbursement of the funds is classified as a current liability.

NOTE A. Cash on deposit in special accounts where the funds are available for the current requirements of the company shall be included in account 100, "Cash."

NOTE B: Special cash deposits not offset by current liabilities shall be included in account 121, "Special deposits."

§ 440.102 *Temporary cash investments.* (a) This account shall include the book cost of investments acquired for the purpose of temporarily investing cash, such as demand and time loans, certificates of deposit, bankers' acceptances, United States Treasury bills, marketable securities, and other similar investments readily convertible into cash, but excluding securities of affiliated companies.

(b) Investments in securities of other companies shall be included in this account only if such securities were purchased with the intention of selling them within one year from date acquired and they have been held less than one year.

NOTE: Securities issued or assumed by the company shall not be included in this account.

§ 440.103 *Working advances.* This account shall include amounts advanced to officers, agents, branch offices, etc., as working funds, pay rolls, or travel advances from which certain expenditures are to be made and accounted for.

§ 440.104 *Notes receivable.* This account shall include the book cost not includible elsewhere of all collectible obligations in the form of notes receivable, or other similar evidences (except interest coupons) of money receivable on demand or within a time not exceeding one

* Debit or credit as may be appropriate.

year from date of issue. (See paragraph (b) of § 440.0-22 *Current assets*.)

NOTE: Notes evidencing investment advances to others shall be included in the appropriate investment account.

§ 440.105 *Accounts receivable*. (a) This account shall include amounts due from others for material and supplies furnished and services rendered, use of property, insurance and other claims, amounts owing by public authorities, and amounts of collectible judgments. (See paragraph (b) of § 440.0-22 *Current assets*.)

(b) This account shall include also the net balance in current accounts due from agents and other employees and representatives charged with the collection and custody of current revenues.

NOTE: Amounts advanced to officers, employees, or others as working funds, shall be included in account 103, "Working advances."

§ 440.106 *Reserve for doubtful accounts*. (a) This account shall be credited each month with amounts estimated as the average loss due to uncollectible accounts. To this account shall be charged such amounts as are determined to be uncollectible. Amounts written off as uncollectible and later collected shall be credited to this account.

(b) The estimates shall be adjusted at the end of each year to conform to the experience of the company as determined by an analysis of its notes and accounts receivable.

NOTE: Amounts credited to this account to provide a reserve for doubtful accounts shall be charged to account 412, "Provision for uncollectible accounts."

§ 440.107 *Accrued accounts receivable*. This account shall include the amount of interest accrued to the date of the balance sheet on bonds, notes, deposits, open accounts, and other interest-bearing obligations owned, the amount of matured dividends on stocks owned, and the amount of dividends accrued on such stocks when contracts require that the dividends be paid at stated times. It shall also include unmatured rents receivable accrued to the date of the balance sheet. It is not required that minor items shall be accounted for upon an accrual basis.

NOTE A: No amounts representing interest, dividends, or rents receivable, shall be included in this account unless collection thereof is reasonably assured by past experience, guaranty, anticipated provision, or otherwise. If settlement of amounts included in this account is not made when due, either with cash or with tangible assets of equal money value, such amounts shall be cleared from this account and charged to the income account originally credited.

NOTE B: No dividends or other returns on securities issued or assumed by the company shall be included in this account.

§ 440.108 *Material and supplies*. (a) This account shall include the cost, less cash and other discounts, of all unapplied material and supplies.

(b) The cost chargeable to this account are the actual cash costs of the material and supplies at point of free delivery plus excise and other taxes, insurance, inspection, special tests, loading and unloading, and transportation charges.

(c) Amounts paid for containers, which are refundable if containers are returned, shall be charged to this account until refund is collected.

NOTE A: Interest paid on material bills the payment of which is delayed shall be charged to account 421, "Other interest deductions."

NOTE B: An annual inventory of material and supplies shall be taken and the necessary adjustments shall be made to bring this account into harmony with the actual inventory balances. In effecting this adjustment determined differences in accounting for important classes of material shall be equitably assigned among the accounts to which such classes of material ordinarily are chargeable. Other differences shall be equitably apportioned among the primary accounts.

§ 440.109 *Other current assets*. This account shall include the amount of assets of a current nature not includible in any of the foregoing current asset accounts.

§ 440.120 *Sinking and other funds*.

(a) This account shall include cash, book cost of securities of other companies or governmental bodies, par value of reacquired bonds or other evidences of indebtedness issued or assumed by the company, and cost of other assets placed on deposit or in the hands of trustees or managers of sinking, insurance, employees' pension, savings, relief, hospital, and other funds for which no specific account is provided. (See § 440.0-23 *Company securities owned*.)

(b) It shall also include accretions representing interest, dividends, or other returns accrued on investments held in such funds when the accretions are retainable therein.

(c) Subsidiary accounts shall be maintained for each fund according to depositories or trustees and further divided to show:

Cash.
Securities.
Interest.

NOTE: Reacquired bonds and other evidences or indebtedness issued or assumed by the company and held alive and not retired shall be considered to be nominally outstanding.

§ 440.121 *Special deposits*. This account shall include cash and book cost of securities deposited to guarantee the performance of contracts and agreements; also deposits in lieu of mortgaged property sold and other trust deposits, which are held until equivalent property is acquired or pending other disposition. This account shall include, also, funds specifically deposited (other than as provided in account 120, "Sinking and other funds," for the payment of dividends, interest, and other obligations, provided the liability which is to be liquidated by the disbursement of the funds is not classified as a current liability.

NOTE: Special cash deposits offset by current liabilities shall be included in account 101, "Special cash deposits."

§ 440.130 *Investments in affiliated companies*. (a) This account shall include the book cost of the investment in securities issued or assumed by affiliated companies, other than securities held in special deposits or in special funds; also investment advances to affiliated companies.

(b) This account shall be maintained to show separately the cost of each of the following kinds of investments in each company and whether pledged or unpledged:

Stocks by classes.
Bonds by classes.
Other secured obligations.
Unsecured notes.
Advances.

NOTE A: Accounts which are subject to current settlement shall be classed as current assets or current liabilities, as may be appropriate.

NOTE B: Amounts representing interest or dividends on securities or interest on investment advances shall be included in account 107, "Accrued accounts receivable," subject to the limitation provided in note A of that account.

NOTE C: The value of securities borrowed by the company shall not be included in this account. A memorandum record shall be kept.

§ 440.131 *Other investments*. (a) This account shall include the book cost of the investment in securities issued or assumed by nonaffiliated companies, other than securities purchased as temporary investments or held in special deposits or in special funds; also investment advances to nonaffiliated companies and to individuals, and miscellaneous investments not provided for elsewhere.

(b) This account shall be maintained to show separately the cost of each of the following kinds of investment in each company and whether pledged or unpledged:

Stocks by classes.
Bonds by classes.
Other secured obligations.
Unsecured notes.
Advances.

NOTE A: Accounts which are subject to current settlement shall be classed as current assets or current liabilities, as may be appropriate.

NOTE B: Amounts representing interest or dividends on securities or investment advances shall be included in account 107, "Accrued accounts receivable," subject to the limitation provided in note A of that account.

NOTE C: The value of securities borrowed by the company shall not be included in this account. A memorandum record shall be kept.

§ 440.140 *Transportation property*. (a) This account shall include the cost to the company of construction or acquisition of all property used or held for use in transportation operations; also the cost of improvements made to leased property.

(b) The company's records shall be kept so as to show the debits and credits to this account classified in accordance with property accounts 141 to 144, in-

NOTE: "Held for use" implies the ability to substantiate by plans or policy the characterization of the probable future use which is to be made of the property within a reasonable period of time.

§ 440.141 *Furniture, fixtures, and equipment*. (a) This account shall include the cost of furniture and appliances used in offices, stations, and warehouses, etc., and the cost of miscellaneous wheeled equipment used in connection with handling freight.

(b) It shall include also, the cost of partitions and other fixtures applied to structures rented from others except that

if the lease is for a period of one year or less the cost shall be charged to the account appropriate for the rent.

ITEMS

Billing machines.	Floor coverings.
Book cases.	Heaters and lamps.
Blocks and falls.	Lighting fixtures.
Calculating machines.	Lockers.
Carts.	Office equipment (mechanical).
Cash registers.	Partitions and railings.
Chain hoists.	Platform trucks.
Chairs, stools, and benches.	Safes.
Clocks.	Seals.
Counters.	Teletypewriters.
Desks.	Time clocks.
Dollies (platform).	Typewriters.
Electric motor trucks.	Warehouse trucks.
Fans, electric.	Water coolers.
Filing cabinets.	Weighing devices.
Fire extinguisher equipment.	

NOTE: The cost of individual items of small value (\$25.00 or less) or of short life shall be charged to operating expenses.

§ 440.142 *Motor and other highway vehicles.* This account shall include the cost of automobiles and other highway vehicles, and the cost of transporting them to the point where placed in service.

§ 440.143 *Land and public improvements.* This account shall include the cost of land used or held for use in transportation service and expenses incidental to the acquisition thereof; also the cost of public improvements whether assessed against the company by governmental authority or whether the improvements are constructed by the company under governmental requirements.

§ 440.144 *Other property account charges.* This account shall include property account charges not otherwise provided for, including the cost of buildings and other structures, the cost of property in process of construction but not completed ready for service; and the difference, if any, between the book cost of transportation property and the total amount of the balances carried forward and entered in the other primary accounts of this system of accounts.

§ 440.149 *Depreciation and amortization reserve; Transportation property.* (a) This account shall be credited with amounts charged to operating expense and other accounts to cover the estimated loss in service value of depreciable property and the amortization of improvements on leased property. (See § 440.0-5 *Depreciation and amortization accounting.*) It shall be credited also with any amounts which the carrier may be authorized to charge to account 310, "Miscellaneous debits," in respect of past accrued depreciation or amortization not provided for.

(b) At the time of retirement of depreciable property this account shall be charged with the service value of the property retired. (See § 440.0-43 *Retirements.*)

(c) At the time of retirement of improvements on leased property or the reversion to the lessor, the amount of the balance in this account with respect to such property shall be cleared from this account, and the remainder of the loss if

any, shall be charged to account 310, "Miscellaneous debits."

NOTE: Records shall be maintained in such manner that companies can report separately (1) reserves for depreciation and (2) reserves for amortization.

§ 440.160 *Nontransportation property.* (a) This account shall include the cost to the company of land, structures, and equipment not used in connection with transportation operations.

(b) This account shall include also the appraised value of land and improvements retired from transportation service and retained by the company.

§ 440.161 *Depreciation reserve; non-transportation property.* (a) This account shall be credited with amounts charged to account 414, "Miscellaneous income charges," to cover the loss in service value of depreciable property the cost of which is included in account 160, "Nontransportation property."

(b) When depreciable nontransportation property is destroyed, sold, or otherwise retired from service, the service value of the property retired shall be charged hereto. If the amounts recovered from insurance are in excess of the service value of the property destroyed such excess shall be credited to account 301, "Miscellaneous credits."

§ 440.165 *Organization.* (a) This account shall include expenditures incident to incorporation or other forms of organization of the company such as:

Fees paid for the privileges of incorporation.

Legal and office expenses incident to organizing the company.

Cost of stock and minute books and corporate seal.

Cost of preparing and filing amendments to the certificate of incorporation.

Special counsel and other fees and expenses in mergers, consolidations, and reorganizations.

Cost of public franchises granted for a term of more than one year.

(b) The balance in this account may be amortized by regular charges to account 432, "Miscellaneous amortization charges to income."

NOTE A: This account shall not include discount upon securities issued or assumed; costs incident to negotiating loans, selling bonds or other evidence of debt; or discount, commissions, and expense incident to the authorization, issuance, and sale of capital stock. (See § 440.0-24 *Discount, premium, and expense on capital stock*; and § 440.0-25 *Discount, premium, and expense on long-term debt.*)

NOTE B: When charges are made to this account for expenses in mergers, consolidations, or reorganizations, amounts previously included in this account on the books of the various companies shall not be carried over.

§ 440.166 *Other intangible property.* (a) This account shall include intangibles not provided for elsewhere, including any undistributed portion of the purchase cost of a transportation system, or a portion thereof constituting a distinct operating unit, not includible in other accounts provided for assets acquired or liabilities assumed. Entries involving debits or credits to this account shall not be recorded in the books until permission of the Commission has been obtained.

(b) The balance in this account may be amortized by regular charges to account 432, "Miscellaneous amortization charges to income."

§ 440.170 *Prepayments.* This account shall include amounts representing prepayments. The account shall be kept so as to disclose the balance with respect to each of the following:

Taxes.
Insurance.
Interest.
Rents.
Miscellaneous.

This account shall be credited and the appropriate account charged in such manner as to distribute the amount of prepayment over the term to which applicable. Minor payments may be charged direct to final account.

§ 440.171 *Debt discount and expense.* (a) This account shall include the net total if a debit balance of all discount, expense, and premium accounts for all classes of long-term debt. (See § 440.0-25 *Discount, premium, and expense on long-term debt.*)

(b) When an issue of long-term debt, or any part thereof, is refunded and at the date of refunding there is a balance of unamortized discount and expense relating thereto, the amount of such balance, together with any premium paid in retiring the debt, shall be charged to account 310, "Miscellaneous debits," unless authorized by the Commission to dispose of it otherwise.

§ 440.172 *Other deferred debits.* (a) This account shall include the amount of debit balances in suspense accounts that cannot be cleared entirely and disposed of until additional information is received, such as:

Amounts paid for options pending final disposition.

Cost of preliminary surveys, investigations, or appraisals in connection with contemplated acquisition or sale of property or securities.

Debit balances in clearing accounts.

Receivable items awaiting further information so they can be billed.

Items credited to operating revenues or operating expenses, on an estimated basis in accordance with § 440.0-3 *Unaudited items.*

Items of current character but doubtful value. (See § 440.0-23 *Current assets.*)

Appraised value of property retired and held without being torn down pending sale or other disposition, and not used for any purpose. (See account 160, "Nontransportation property.")

Other similar items, the proper and final disposition of which is uncertain.

(b) When the proper disposition of any item included in this account is determined, the amount thereof shall be credited to this account and concurrently charged to the appropriate account.

§ 440.180 *Reacquired and nominally issued long-term debt.* (a) This account shall include the par value of long-term debt of the company reacquired by it and held uncanceled, except debt held in sinking or other special funds. (See § 440.0-23 *Company securities owned.*)

(b) The difference between the par value of bonds or other long-term debt included in this account and the amount

paid by the company for such securities, including commissions and expenses paid in connection with the reacquisition, shall be credited or debited, at the time of reacquisition to account 301, "Miscellaneous credits," or account 310, "Miscellaneous debits," as may be appropriate. Concurrently, the portion of unamortized premium, discount, and expense relating to the long-term debt reacquired shall be credited or debited as appropriate to these same earned surplus accounts. (See § 440.0-25 *Discount, premium, and expense on long-term debt.*)

(c) When reacquired long-term debt is resold by the company, the par value of the securities shall be credited to this account and the difference between such amount and the net sale price realized shall be credited or debited to the earned surplus accounts mentioned in paragraph (b) *Provided*, That in the case of the sale of a substantial amount of reacquired debt at less than par value, so much of such discount as the Commission may approve may be charged to account 171, "Debt discount and expense," and amortized over the remaining life of such debt.

(d) Records supporting the entries to this account shall be maintained to show particulars concerning each class and series of funded debt reacquired.

(e) This account shall also include the par value of nominally issued long-term debt.

NOTE A: The adjustment to par of funded debt reacquired for sinking and other special funds shall be recorded in appropriate accounts at date of reacquisition as provided in paragraph (b) of this account.

NOTE B: Reacquired bonds and other evidences of indebtedness issued or assumed by the company and held alive and not retired shall be considered to be nominally outstanding.

§ 440.191 *Nominally issued capital stock.* This account shall include the par value, or with respect to no par stock, the amounts recorded in account 240, "Capital stock," relating thereto, of nominally issued capital stock.

NOTE: The amount paid for capital stock actually issued or assumed by the company and reacquired by it and held uncanceled shall be included in account 280, "Reacquired capital stock."

CREDIT

§ 440.200 *Notes payable.* This account shall include the face value of notes, drafts, and other evidences of indebtedness issued or assumed by the company (except interest coupons) which are payable on demand or not more than one year from date of issue.

§ 440.201 *Accounts payable.* (a) This account shall include amounts payable to others for material and supplies furnished and services rendered, rent for use of property, amounts due to public authorities, amounts of payable judgments, current accounts with officers and employees, personal injury and property damage claims, shippers' C. O. D.'s, and other similar items.

(b) This account shall include also amount of wages payable or accrued pay rolls at the date of the balance sheet;

balances representing unclaimed wages and deductions from pay rolls; and all other unpaid vouchered items; outstanding drafts drawn by agents and others; and other items of the nature of demand liabilities.

§ 440.202 *Accrued interest.* This account shall include the amount of unpaid interest accrued to the date of the balance sheet on actually outstanding loans, funded debt, and other interest-bearing obligations.

NOTE A: This account shall be kept so that the company can report separately the amount of any matured interest unpaid.

NOTE B: Interest payable to affiliated companies shall be included in account 212, "Amounts payable to affiliated companies," if not subject to current settlement.

§ 440.203 *Dividends payable.* This account shall include the amount of dividends declared on actually outstanding capital stock but unpaid at the date of the balance sheet.

§ 440.204 *Accrued taxes.* (a) This account shall be credited each period with the amount of taxes accrued during the period, with concurrent debits to the appropriate accounts for tax charges. As credits to this account necessarily will be based upon estimates they shall be adjusted from time to time during the year so that as nearly as possible the tax charge account may show the taxes applicable to the year. Payments of taxes for which accruals have been made shall be debited to this account. Prepayments of taxes shall be included in account 170, "Prepayments."

(b) The records supporting the entries to this account shall be kept to show separately the accrual of:

Federal income taxes.
Federal old age pension taxes.
Unemployment compensation taxes.
Property taxes.
Other taxes.

§ 440.205 *Other current liabilities.* This account shall include all liabilities of a current character not provided for in the foregoing accounts.

§ 440.210 *Funded debt.* This account shall include the total face value of funded debt, including bonds, notes, certificates, and other evidences of indebtedness issued or assumed by the company and maturing more than one year from date of issue which have not been reacquired and canceled. (See §§ 440.0-23 *Company securities owned*, and 440.0-25 *Discount, premium, and expense on long-term debt.*)

NOTE A: Advances from affiliated companies including advances represented by notes shall be included in account 212, "Amounts payable to affiliated companies."

NOTE B: Bonds and other evidences of indebtedness issued or assumed by the company which have been reacquired and held alive and not retired shall be considered to be nominally outstanding.

NOTE C: Matured funded debt shall be included in account 205, "Other current liabilities," if provision has been made for current settlement. If no provision has been made for current settlement, matured funded debt shall be included in account 213, "Long-term debt in default."

§ 440.211 *Receivers' and trustees' securities.* When receivers or trustees act-

ing under the orders of a Court are in possession of the property of the company and under the order of the Court issue evidences of indebtedness, or assume the payments of such indebtedness, the par value of such obligations shall be credited to this account.

NOTE: Securities issued or assumed by receivers or trustees which have been reacquired and held alive and not retired shall be considered to be nominally outstanding.

§ 440.212 *Amounts payable to affiliated companies.* This account shall include the par value of nonnegotiable notes issued to affiliated companies; matured funded debt held by affiliated companies when there is no agreement for extension as to time of payment and collection is not enforced; credit balances in open accounts with such companies other than credit balances in current accounts classifiable as current liabilities; and interest accrued on such amounts when not subject to current settlement.

NOTE: Accounts with affiliated companies that are subject to current settlement such as charges for material and supplies furnished and services rendered shall be classed as current assets or current liabilities as may be appropriate.

§ 440.213 *Long-term debt in default.* This account shall include the amount of funded debt and receivers' and trustees' securities matured and unpaid when the maturity dates of such obligations have not been extended.

NOTE A: The principal amount of matured funded debt of the company held by an affiliated company, the collection of which is not enforced by the controlling company, shall be included in account 212, "Amounts payable to affiliated companies."

NOTE B: The principal amount of unrepresented long-term debt obligations which have matured, and for which provision has been made for payment shall be included in account 205, "Other current liabilities."

§ 440.220 *Insurance reserves.* (a) This account shall include the net credit balance in the accounts to which are credited such insurance premiums as are concurrently charged to operating expenses to cover self-carried risks on fire, fidelity, casualty, burglary, and other insurance, and to which are charged losses sustained on items protected by such insurance.

(b) If the company reinsures with insurance companies the risks initially covered in this account, the reinsurance premiums shall be charged and the amounts recovered from insurance companies shall be credited to this account.

(c) This account shall be used also for equalization of other insurance risks such as self-carried workmen's compensation, and public liability insurance.

NOTE: Appropriations of earned surplus shall be included in account 260, "Earned surplus—Appropriated."

§ 440.221 *Provident reserves.* This account shall include the book balances representing the liability of the company for the amount of the assets (whether contributed by the company, by the employees, or by others) in the hands of its treasurer, or of trustees or managers acting for it in the administration of employees' pension, savings, relief, hospital, and other association funds.

§ 440.222 *Other reserves.* This account shall include reserves created by accruals to the casualty accounts in operating expenses to meet the probable liabilities incurred for damage, loss, and injuries not covered by insurance. It shall include also other reserves created for purposes not provided for elsewhere. When the liability is admitted this account shall be charged with amounts payable. (See § 440.0-83 *Injuries and damages.*)

§ 440.230 *Premium on long-term debt.* (a) This account shall include the net total if a credit balance of all discount, expense, and premium accounts for all subclasses of long-term debt. (See § 440.0-25 *Discount, premium, and expense on long-term debt.*)

(b) When an issue of long-term debt, or any part thereof is refunded and at the date of refunding there is a balance of unamortized premium relating thereto, the amount of such balance shall be credited to account 301, "Miscellaneous credits," unless authorized by the Commission to dispose of it otherwise.

§ 440.231 *Other deferred credits.* (a) This account shall include the amount of all deferred credits not provided for elsewhere, such as:

Deposits by employees subject to refund to assure the return of company property.

Credit balances in clearing accounts.

Items charged to operating revenue or operating expense accounts on an estimated basis in accordance with § 440.0-3 *Unaudited items.*

(b) This account shall include also the amount of credit balances in suspense accounts that cannot be cleared and disposed of entirely until additional information is received.

(c) When the proper disposition of any item included in this account is determined, the amount thereof shall be debited to this account and concurrently credited to the appropriate account.

§ 440.240 *Capital stock.* (a) This account shall include the total par value, or for stock without par value the money value of the consideration received, in respect of capital stock or other form of proprietary interest in the company which has been issued to bona fide purchasers and has not been reacquired and canceled. It shall include also appropriations of surplus which have been transferred to capital stock account. When capital stock is retired and canceled this account shall be charged with the amount at which such stock is recorded herein.

(b) The amounts included herein shall be divided so as to show each class of stock issued as follows:

Preferred stock—Stocks having a preference or priority in respect to dividend participation.

Common stock—Stocks entitled to a dividend, if any, after preferred stocks.

Receipts outstanding for installments paid—Receipts for payments on account of subscriptions to capital stock.

(c) Each of the above classes shall be divided into subclasses according to differences in dividend or interest rights, voting rights, or conditions under which stock may be retired. A separate record shall be maintained for each sub-

class showing the number of shares authorized by the articles of incorporation and amendments thereto, the number of shares issued, the number of shares reacquired and canceled, the number of shares outstanding, and the book value thereof.

(d) The book value of nonpar stock reacquired shall be determined by a pro-rata of the proceeds realized from shares of the particular subclass of stock, of which the shares reacquired are a part actually outstanding immediately prior to the acquisition plus any transfers of surplus to the particular class of stock reacquired.

(e) If capital stock is reacquired by purchase and held in treasury or in sinking or other special funds the amount paid shall be included in the appropriate account and the information with respect to such reacquirement, including capital stock donated to the company, shall be recorded in subsidiary records.

§ 440.241 *Premiums and assessments on capital stock.* (a) This account shall include the excess of actual cash value of the consideration received over the par value and accrued dividends, of par value stock issued, together with assessments against stockholders representing payments in excess of the par or recorded values as included in account 240, "Capital stock." (See § 440.0-24 *Discount, premium, and expense on capital stock.*)

(b) When capital stock is retired and canceled, the amount in this account with respect to the shares of such stock retired and canceled shall be charged hereto.

§ 440.242 *Discount, commission, and expense on capital stock.* This account shall include discount suffered and commissions and expense incurred in connection with the issuance and sale of capital stock. Records shall be kept showing the discount, commissions, and expense for each subclass of capital stock. (See § 440.0-24 *Discount, premium, and expense on capital stock.*)

§ 440.243 *Proprietorial capital.* This account shall include the permanent investment by the proprietor or proprietors in the business organized as an unincorporated firm, copartnership, or otherwise than as an incorporated company, subject to change only by additional investment by the proprietor or proprietors or the withdrawal from the business of amounts not representing income or surplus.

NOTE A: Amounts payable to the proprietors as fair and reasonable compensation for services performed shall be charged to the appropriate operating expense or other accounts.

NOTE B: Income and surplus accounts shall be maintained and entries thereto shall be made in accordance with the provisions thereof.

NOTE C: Separate accounts shall be kept to show the equity of each member of a copartnership, and the transactions affecting the interest of each partner. The total of the balances in such accounts shall be shown as one amount in the balance sheet.

§ 440.250 *Unearned surplus.* (a) This account shall include all surplus arising from sources other than those classifiable under earned surplus accounts.

(b) Subaccounts shall be maintained as set forth in §§ 440.250-1 and 440.250-2.

§ 440.250-1 *Paid-in surplus.* This subaccount shall include such items as gains from retirement or resale of reacquired or donated shares of capital stock and from forfeiture of subscriptions; debt of the company forgiven by the stockholders; and reduction of the par or recorded value of the company's capital stock when approved by the Commission.

This subaccount shall be charged with amounts included herein capitalized by stock dividends or otherwise; losses from retirement or resale of reacquired shares up to an amount not in excess of credits herein applicable thereto; and may be charged with the amortization of discount and expense on capital stock to the extent of credits herein applicable thereto.

§ 440.250-2 *Other unearned surplus.* This subaccount shall include unearned surplus arising from sources other than those enumerated under subaccount 250-1, "Paid-in surplus."

§ 440.260 *Earned surplus; appropriated.* (a) This account shall include, the total of the net balances of appropriations of income and earned surplus for the acquisition of capital assets; the retirement of debt; sinking and redemption funds; and all other appropriations specifically set aside in the hands of trustees as well as appropriations held in general funds for which no specific investment or segregation of assets has been made. It shall include also accretions to the assets held in such special funds.

(b) A subdivision of this account shall be maintained by classes of appropriations, the titles of which shall indicate the purpose for which the appropriations were made.

§ 440.270 *Earned surplus; unappropriated.* This account shall include the net balance (debit or credit) of the amounts included in accounts 300 to 312, inclusive. It shall not include transfers either to or from account 250, "Unearned surplus," unless so authorized upon application to the Commission.

The balance of all earned surplus accounts shall be closed into this account at the end of each calendar year.

§ 440.280 *Reacquired capital stock.* (a) This account shall include the amount paid for capital stock actually issued or assumed by the company and reacquired by it and held uncanceled.

(b) The par or recorded value of capital stock reacquired through donations shall be recorded without value in subsidiary records until resold or retired.

(c) The accounting for the retirement or resale of reacquired capital stock is prescribed in paragraphs (d) and (e) of § 440.0-24 *Discount, premium, and expense on capital stock.*

(d) Records supporting the entries to this account shall be maintained to show particulars concerning each class and series of capital stock included herein.

NOTE: The par value of nominally issued capital stock shall be included in account 191, "Nominally issued capital stock."

PROPERTY INVESTMENT INSTRUCTIONS

§ 440.0-41 *Purpose of the property accounts.* The property accounts are designed to show an accounting analysis of the book cost of transportation property owned by the company, including improvements on leased property.

§ 440.0-42 *Basis of charges.* These accounts shall be charged with the cost to the company of property acquired for transportation service, including that replacing property retired; also additions to and improvements of existing property. When the consideration given in the acquisition of property is other than money, the current cash value of such consideration shall be deemed to be the cost of the property acquired. If transportation property constituting an operating unit or system is acquired by purchase, merger, consolidation, or otherwise, the facts relating to the transaction shall be submitted to the Commission for instructions as to the accounting to be performed.

NOTE: The cost of individual items of small value (\$25.00 or less) or of short life, shall not be included in the property accounts unless the correctness of such charges can be verified by current inventories, but shall be charged to operating expenses.

§ 440.0-43 *Retirements.* At the time of retirement, the book cost (estimated if not known) of transportation property retired shall be credited to the appropriate property accounts in which included. Contra entries shall be as follows:

1. Depreciable property: The service value shall be charged to account 149, "Depreciation and amortization reserve—Transportation property." (See § 440.0-5 *Depreciation and amortization accounting.*)
2. Land: If the land is sold, the amount of the necessary adjustment between the book cost and the amount realized shall be included in earned surplus. If the land is retained the appraised value thereof shall be charged to account 160, "Nontransportation property," and the amount of the adjustment shall be included in earned surplus.
3. Other nondepreciable property: The service value shall be charged to the operating expense account appropriate for repairs of the property.

PROPERTY INVESTMENT ACCOUNTS

NOTE: For Property Investment Accounts see §§ 440.141 to 440.144.

SURPLUS INSTRUCTIONS

§ 440.0-51 *Purpose of earned surplus accounts.* The earned surplus accounts are designed to show the changes in earned surplus during each calendar year as affected by the balance of the income account as reported for that period; by any disposition of earned surplus made by the company; by miscellaneous gains or losses not provided for elsewhere; and also to show the unappropriated earned surplus of the company at the date of the balance sheet.

§ 440.0-52 *Purpose of unearned surplus account.* The unearned surplus account is designed to show surplus arising from sources other than earned surplus.

§ 440.0-53 *Segregation of surplus.* After the date this system of accounts

becomes effective the company shall maintain account 250, "Unearned surplus," account 260, "Earned surplus—Appropriated," and account 270, "Earned surplus—Unappropriated." If prior to that date such a separation has not been maintained, the surplus shall be segregated at that time so far as practicable, into unearned surplus and earned surplus. The company shall continue to carry any surplus that cannot be so segregated in an account entitled "Surplus prior to January 1, 1943." The account so designated shall be carried until the balance therein has been entirely cleared by charges thereto applicable to the period prior to the effective date of this system of accounts, unless authority to dispose of it otherwise is obtained from the Commission.

EARNED SURPLUS ACCOUNTS

CREDIT

§ 440.300 *Income balance.* This account shall be maintained in the general books of the company. The net balance of all income primary accounts shall be closed into this account at the end of each calendar year.

§ 440.301 *Miscellaneous credits.* This account shall include amounts not provided for elsewhere creditable to earned surplus, including amounts representing increases of resources not properly assignable to the income accounts. (See § 440.0-4 *Delayed items and adjustments.*) Among the items which shall be included in this account are:

Adjustments of depreciation reserve.
Cancellation of liability account (including unclaimed wages) written off because of company's inability to locate the creditor.
Credits resulting from adjustments required to bring to par long-term debt obligations issued or assumed by the company and reacquired at a cost less than the par value.

Items, except unrefundable revenue overcharges (see paragraph (b) of § 440.0-72 *Statement of operating-revenue accounts*) erroneously collected and retailed on account of inability to make refund.

Profit derived from the sale of investment securities.

Profit derived from the sale of transportation property, representing net proceeds in excess of the book cost after deducting any expenses in connection with the sale or in preparing the property for sale.

Profits derived from the sale of nontransportation property.

Unreleased premiums on long-term debt reacquired before maturity.

DEBIT

§ 440.310 *Miscellaneous debits.* This account shall include amounts not provided for elsewhere chargeable to earned surplus, amounts written off, and payments not properly chargeable to income. (See § 440.0-4 *Delayed items and adjustments.*) Among the items which shall be charged to this account are:

Adjustments of land values.
Adjustments of the depreciation reserve.
Book cost (in excess of reserve provisions) of improvements on leased property reverting to lessor.

Contributions for charitable or social or community welfare purposes which do not have a direct or intimate relation to the protection of the property of the company, to

the development of its business, or the welfare of its employees.

Debits resulting from adjustments required to bring to par long-term debt obligations issued or assumed by the company and reacquired at a cost exceeding the par value.

Discount and expense on stock remaining unextinguished at the time of its retirement or sale, in excess of the pro rata portion absorbed in unearned surplus. (See § 440.0-24 *Discount, premium, and expense on capital stock.*)

Loss of funds due to bank failures.

Losses resulting from revaluation or sale of investment securities.

Losses resulting from the sale, destruction, or abandonment of property carried in account 160, "Nontransportation property."

Payments of liability accounts previously written off through earned surplus.

Penalties and fines for violations of the Interstate Commerce Act, and other Federal or State laws when not specifically provided for elsewhere.

Reserves created in anticipation of decline in value of securities owned.

Unextinguished discounts and expense on funded debt reacquired before maturity. (See § 440.0-25 *Discount, premium, and expenses on long-term debt.*)

§ 440.311 *Miscellaneous reservations of earned surplus.* (a) This account shall include appropriations or reservations of earned surplus, set aside in special reserve, including amounts appropriated to sinking fund and other special funds maintained by the company.

(b) Amounts charged to this account shall be credited to account 260, "Earned surplus—Appropriated."

NOTE A: Similar appropriations made from income shall be charged to account 433, "Miscellaneous reservations of income."

NOTE B: The use of this account is conditional upon the company's having an adequate credit balance in earned surplus.

§ 440.312 *Dividend appropriations of earned surplus.* (a) This account shall include amounts definitely declared payable from earned surplus as dividends on actually outstanding capital stock issued or assumed by the company. If a dividend is not payable in cash, the consideration shall be described in the entry with sufficient particularity to identify it. (b) This account shall be subdivided so as to show separately the dividends on the various subclasses of capital stock.

NOTE A: This account shall not include dividends on capital stock issued or assumed by the company and owned by it, whether pledged as collateral or held in its treasury, in special deposits, or other special funds.

NOTE B: The use of this account is conditional upon the company's having an adequate credit balance in earned surplus. If a dividend is declared in excess of the credit balance in earned surplus, the company shall apply to the Commission for instructions regarding the applicable accounting and shall furnish full details of the transaction.

INCOME INSTRUCTIONS

§ 440.0-61 *Purpose of income accounts.* The income accounts are designed to show as nearly as practicable for each calendar year the amount of money that a company becomes entitled to receive for transportation services rendered; the income accrued upon investments in securities and non-transportation property; the accrued costs paid or payable for the transportation

services rendered by it; the losses sustained by it; the amounts accrued for taxes, for use of moneys, and for use of properties of others; accounting adjustments attributable to prior years; and reservations and appropriations of income during the period.

§ 440.0-62 *Statement of income accounts.* The accounting for income shall be, as nearly as practicable, coincident with the transactions or the occurrences which create them. For the purpose of meeting this requirement, the company shall account for unaudited income debits and credits upon an accrual basis. (See § 440.0-3 *Unaudited items.*)

§ 440.0-63 *Form of income statement.* The classified form of income statement is designed to show the net income or loss from transportation operations and from other sources during any specified period.

FORWARDER OPERATING INCOME

- 400 Operating revenues.
- 410 Operating expenses.
Net revenue from forwarder operations.¹
- 411 Transportation tax accruals.
Net revenue, less taxes, from forwarder operations.¹

OTHER INCOME

- 401 Dividend and interest income.
- 402 Release of premium on long-term debt.
- 403 Miscellaneous income.
- 404 Delayed income credits.
Total other income.
Total income.¹

MISCELLANEOUS DEDUCTIONS FROM INCOME

- 412 Provision for uncollectible accounts.
- 413 Miscellaneous tax accruals.
- 414 Miscellaneous income charges.
- 415 Delayed income debits.
Total income deductions.
Net income before fixed charges and income taxes.¹

FIXED CHARGES

- 420 Interest on long-term debt.
- 421 Other interest deductions.
- 422 Amortization of discount on long-term debt.
Total fixed charges.
Net income before provision for income taxes.¹

PROVISION FOR INCOME TAXES

- 431 Income taxes.
Net income.

DISPOSITION OF NET INCOME

- 432 Miscellaneous amortization charged to income.
- 433 Miscellaneous reservations of income.
Total appropriations of income.
- 300 Income balance (transferred to earned surplus).¹

INCOME ACCOUNTS

CREDIT

§ 440.400 *Operating revenues.* This account shall include the total revenues derived from transportation service and classable in the operating-revenue accounts.

§ 440.401 *Dividend and interest income.* (a) This account shall include dividends and interest on securities of other companies, the income from which is the property of the company, whether such securities are owned by the company and held in its treasury or deposited in

trust, or are controlled through lease or otherwise.

(b) This account shall include also, interest on bank balances, certificates of deposit, open accounts, and other analogous items.

(c) Dividends and interest may be credited prior to actual collection only if their payment is reasonably assured by past experience, guaranty, anticipated provision, or otherwise. (See note A to account 107, "Accrued accounts receivable.")

(d) There may be included in the accounts for each fiscal period in the applicable amount requisite to extinguish during the interval between the date of acquisition and the date of maturity the discount or premium on securities of other companies the income from which is includible in this account. Amounts thus credited or charged shall be charged or credited concurrently to the accounts in which the book cost of the securities is included.

NOTE A: This account shall not include credits for dividends or interest on securities issued or assumed by the company and owned by it, whether held in the treasury, in sinking or other reserve fund, or pledged as collateral.

NOTE B: Discount on bills for material purchased shall be credited to the accounts to which the cost of the material is charged.

NOTE C: Credits to this account representing income from reserve funds (retainable therein) shall be charged concurrently to account 433, "Miscellaneous reservations of income," and credited to account 200, "Earned surplus—Appropriated."

§ 440.402 *Release of premium on long-term debt.* This account shall include during each fiscal period such proportion of the credit balances in the discount, premium, and expense accounts relating to outstanding long-term debt, as is applicable to that period. This proportion shall be determined in accordance with paragraph (b) of § 440.0-25 *Discount, premium, and expense on long-term debt.*

§ 440.403 *Miscellaneous income.* This account shall include all items not provided for elsewhere properly creditable to income during the fiscal period, such as the following:

ITEMS

Profits derived from conversion of money of a foreign country into United States money.

Fees collected in connection with the exchange of coupon bonds for registered bonds.

Profits from sale of temporary cash investments.

Revenues, rents, and other income from nontransportation property.

§ 440.404 *Delayed income credits.* This account shall include delayed credit items and adjustments for which no provision previously has been made relating to operating revenues, operating expenses, and other income accounts arising during the current year which are applicable to previous calendar years and which are relatively so large that their inclusion in the appropriate accounts of the current year seriously would distort the accounts for the year. (See § 440.0-4 *Delayed items and adjustments.*)

NOTE: All entries in this account shall be made in such detail as will indicate the op-

erating-revenue, operating-expense, or other income accounts to which they relate.

DEBIT

§ 440.410 *Operating expenses.* This account shall include the total expenses incurred in conducting transportation services and classable in the operating-expense accounts.

§ 440.411 *Transportation tax accruals.*

(a) This account shall include provision for Federal capital stock, state, county, municipal and other taxing district taxes (excluding taxes assessed on income, except when assessed in lieu of property taxes) applicable to the period for which the income account is stated; also adjustments applicable to prior periods not included in account 404, "Delayed income credits," or 415, "Delayed income debits." Charges to this account for tax accruals prior to the payment of the taxes shall be credited to account 204, "Accrued taxes."

(b) This account shall be kept in such a manner as to show the amount of each class of taxes.

(c) In this account shall be included in each fiscal period:

Taxes on property used in transportation operations.

Taxes on earnings or income when in lieu of taxes on property used in transportation operations.

Taxes on franchises or privileges of conducting transportation operations.

NOTE A: Taxes on nontransportation property shall be charged to account 413, "Miscellaneous tax accruals." When taxes are levied in such a way that the amount applicable to each class of property is not stated definitely, the total amount of the levy shall be apportioned between the classes of property on an equitable basis.

NOTE B: Special assessments for street and other improvements, and special benefit taxes, such as water taxes and the like, shall be included in operating expenses, or property accounts, as may be appropriate.

NOTE C: Returns from U. S. Treasury Tax Saving Notes and from tax warrants sold by states or other governmental bodies; also discount allowed for the prompt payment of taxes; shall be credited to account 401, "Dividend and interest income."

NOTE D: Interest and penalties on tax assessments shall be charged to account 421, "Other interest deductions."

NOTE E: Taxes on interest on the company's long-term debt paid at the source under tax-free covenants shall be charged to account 414, "Miscellaneous income charges."

NOTE F: Where the purpose of the expenditure on which the tax is based is for the acquisition of physical property the tax shall be charged against the property account that may be appropriate.

NOTE G: Where sales or other taxes are assessed as part of the cost of tangible personal property they shall be included in the cost of the property purchased.

NOTE H: The cost of motor vehicle drivers' licenses shall be charged to the cost of operating such vehicles and not as taxes.

NOTE I: Taxes assessed against the company for electric energy, telegraph, telephone, radio, cable messages, checks, safe-deposit boxes, social security taxes, etc., shall be included in operating expenses.

NOTE J: Accruals for taxes assessed on the income of the company when not in lieu of property taxes shall be charged to account 431, "Income taxes."

NOTE K: Old age benefit, unemployment compensation, social security, and other taxes that are computed on the basis of the pay

¹ If a loss, show the amount in red.

rolls, shall be charged to account 618, "Pay roll taxes."

§ 440.412 *Provision for uncollectible accounts.* This account shall be charged each month with amounts estimated to be sufficient to provide for loss from uncollectible accounts and other receivables. Concurrently, credits shall be made to account 106, "Reserve for doubtful accounts." This latter account shall be charged with amounts, which after a reasonably diligent effort to collect, are determined to be uncollectible. Amounts written off and subsequently collected shall be credited to account 106, "Reserve for doubtful accounts." The estimate shall be adjusted at the end of the calendar year to conform to the experience of the company as determined by an analysis of its accounts receivable.

§ 440.413 *Miscellaneous tax accruals.* This account shall include taxes on non-transportation property and all other tax accruals not provided for elsewhere.

NOTE: Returns from U. S. Treasury Tax Savings Notes and from tax warrants sold by states or other governmental bodies; also discount allowed for the prompt payment of taxes, shall be credited to account 401, "Dividend and interest income."

§ 440.414 *Miscellaneous income charges.* This account shall include items not provided for elsewhere properly chargeable to income. —

ITEMS

Calls for bids in accordance with provisions of mortgages.

Cost of advertising bonds drawn for redemption.

Expenses of nontransportation property, including depreciation, rent, and insurance.

Losses due to conversion of money of a foreign country into United States money.

Losses from the sale of temporary cash investments.

Premiums on bonds to assure performance of contractual obligations when payments under the contracts are chargeable to income accounts.

Taxes on interest on company's debt paid at the source under tax-free covenants.

Trusts, current expenses of maintaining and administering.

Trustees' commissions and fees for paying out bond interest on coupons and expenses including registrars' fees connected with such payments.

§ 440.415 *Delayed income debits.* This account shall include delayed debit items and adjustments for which no provision previously has been made relating to operating revenues, operating expenses, and other income accounts arising during the current year which are applicable to previous calendar years and which are relatively so large that their inclusion in the appropriate accounts of the current year seriously would distort the accounts for the year. (See § 440.0-4 *Delayed items and adjustments.*)

NOTE: All entries in this account shall be made in such detail as will indicate the operating revenue, operating expense, or other income accounts to which they relate.

§ 440.420 *Interest on long-term debt.* This account shall include the current accruals of interest on all classes of debt, the principal of which is, includible in account 210, "Funded debt," 211, "Receivers' and trustees' securities," 212,

"Amounts payable to affiliated companies," or 213, "Long-term debt in default."

NOTE A: This account shall not include charges for interest on obligations issued or assumed by the company and owned by it.

NOTE B: Interest expressly provided for and included in the face amount of securities issued in the acquisition of physical property shall be charged when the securities are issued, to account 170, "Prepayments," and cleared to this account as the interest accrues.

§ 440.421 *Other interest deductions.*

(a) This account shall include all accrued interest payable, except that chargeable to account 420, "Interest on long-term debt." Discount and expense on short-term notes maturing one year or less from date of issue, if considerable in amount, shall be distributed by equal monthly charges to this account throughout the term of the notes; if inconsiderable in amount, it may be charged to this account when incurred.

(b) A list follows of representative items of indebtedness, interest on which is chargeable to this account:

ITEMS

Advances other than investment advances from affiliated companies.

Bond coupons, matured and unpaid.

Claims and judgments.

Open accounts (other than those classable in account 212, "Amounts payable to affiliated companies.")

Short-term notes payable on demand or having maturity dates one year or less from date of issue.

Tax assessments, past due.

§ 440.422 *Amortization of discount on long-term debt.* This account shall include during each fiscal period such proportion of the debit balances in the discount, premium, and expense accounts relating to outstanding long-term debt, as is applicable to that period. This proportion shall be determined in accordance with § 440.0-25 *Discount, premium, and expense on long-term debt.*

§ 440.431 *Income taxes.* This account shall include accruals for taxes assessed by Federal, State, and other governmental bodies on the income of the company when not in lieu of property taxes.

NOTE: The amount of taxes levied on gross or net revenues in lieu of property taxes shall be charged to account 411, "Transportation tax accruals."

§ 440.432 *Miscellaneous amortization charges to income.* This account shall include charges for amortization of discount, commission, and expense on capital stock issued by the company when it elects to amortize such items through such regular charges to income as will equitably distribute the amount thereof over a definite period. (See paragraph (c) of § 440.0-24 *Discount, premium, and expense on capital stock.*)

It shall include also, such other amortization charges as may be properly includible in income.

§ 440.433 *Miscellaneous reservations of income.* This account shall include appropriations or reservations of income for sinking-fund and other special reserves and accretions to sinking and

other funds representing interest or other returns on the contents of reserve funds (retailable therein), also appropriations of income for purposes not provided for elsewhere. Amounts charged to this account shall be credited concurrently to account 260, "Earned surplus-Appropriated."

OPERATING REVENUE INSTRUCTIONS

§ 440.0-71 *Purpose of operating-revenue accounts.* The operating-revenue accounts are designed to show the amounts of money which the company becomes entitled to receive from the furnishing of freight forwarder service, including services incidental thereto, and the amounts paid or payable to the various transportation agencies for transporting freight.

§ 440.0-72 *Statement of operating-revenue accounts.* (a) The accounting for operating revenues shall be as nearly as practicable, coincident with the transactions which create them. For the purpose of meeting this requirement, the company shall account for unaudited revenues upon an accrual basis. (See § 440.0-3 *Unaudited items.*)

(b) Adjustments of overcharges or undercharges shall be accomplished through these accounts.

OPERATING REVENUE ACCOUNTS

TRANSPORTATION REVENUE

§ 440.501 *Forwarder revenue.* (a) This account shall include the revenue accruing to the company from forwarder services upon the basis of tariff rates.

(b) To this account shall be charged:

Refunds of overcharges resulting from the use of erroneous weights, measurements, rates, classifications, or computations.

The company's proportion of refunds and payments on account of errors in routing and billing.

The proportion of uncollected charges on lost, damaged, or destroyed shipments borne by the company and the company's proportion of refunds of revenue of such shipments.

NOTE: Amounts accrued payable to carriers subject to part I, II, or III of the Interstate Commerce Act or to others for the line haul transportation of the freight, for pick-up and delivery service, and for terminal transfer service, shall be charged to the accounts provided for the purchase of transportation.

TRANSPORTATION PURCHASED; DEBIT

§ 440.511 *Railroad transportation.* This account shall include amounts paid or accrued to railroad companies for the transportation of forwarder freight.

§ 440.512 *Motor transportation.* This account shall include amounts paid or accrued to motor companies for the transportation of forwarder freight.

§ 440.513 *Water transportation.* This account shall include amounts paid or accrued to carriers by water for the transportation of forwarder freight.

§ 440.514 *Pick-up, delivery, and transfer service.* This account shall include amounts paid or accrued to others for the collection and delivery of forwarder freight, including allowances to shippers, when such services are performed within a terminal.

It shall also include amounts paid or accrued to others for transferring freight between stations in a terminal.

§ 440.515 *Other transportation purchased.* This account shall include amounts paid or accrued to others for transportation of forwarder freight in line haul service not provided for in the foregoing operating revenue accounts.

INCIDENTAL REVENUE

§ 440.521 *Storage; freight.* This account shall include revenue from the storage of freight.

§ 440.522 *Rent revenue.* This account shall include amounts accrued as rents receivable from the use by others of transportation property.

§ 440.523 *Miscellaneous.* This account shall include revenues not provided for elsewhere such as those accrued for services rendered in connection with the clearance of cargoes including payment of duty, consular fees, and customs entry for handling, marking, and weighing freight; as fees for handling C. O. D's; and as commissions on insurance.

NOTE: Where the company merely acts as broker or intermediary, the amounts paid to others for providing these services shall be charged to this account.

OPERATING EXPENSE INSTRUCTIONS

§ 440.0-81 *Purpose of operating-expense accounts.* The operating-expense accounts are designed to show expenses of the company in furnishing transportation service, (other than amounts paid or payable to transportation agencies for transporting freight) and services incidental thereto including the expenses of maintenance (repairs, depreciation, and amortization) of the property used in such service.

§ 440.0-82 *Statement of operating-expense accounts.* The accounting for operating expenses shall be as nearly as practicable, coincident with the transactions or the occurrences which create them. For the purpose of meeting this requirement, the company shall account for unaudited items (see § 440.0-3 *Unaudited items*) such as charges for loss and damage, injuries to persons, and other expenses upon an accrual basis.

§ 440.0-83 *Injuries and damages.* In order that the probable liability for losses not recoverable through insurance, such as loss and damage to freight and injuries to persons, may be shown currently, the company may record in the appropriate casualty accounts estimates of such liabilities with concurrent credits to account 222, "Other reserves." Credits for this purpose shall not be made in excess of a reasonable provision against such losses. When the liability is admitted by the company, either voluntarily or because of the decision of a court or other lawful authority such as workmen's compensation board, the admitted liability shall be charged to the reserve and credited to the appropriate liability account.

OPERATING EXPENSE ACCOUNTS

§ 440.601 *General office salaries.* This account shall include:

(a) *Salaries of officers.* The pay of officers and their assistants who are engaged in the general administration or management of the company or its affairs in a territorial subdivision, including salaries and fees of receivers and trustees and commissions paid in lieu of salaries; also the pay of officers whose duties are of such general character that they cannot specifically be charged to account 602, "Traffic department salaries," or to account 603, "Law department salaries."

(b) *Salaries of clerks and attendants.* The pay of clerks and attendants in offices of officers whose pay is chargeable to this account.

§ 440.602 *Traffic department salaries.* This account shall include:

(a) *Salaries of officers, managers and solicitors.* The pay of officers and their assistants directly in charge of or engaged in supervising and directing the solicitation and procurement of traffic and the preparation and distribution of tariffs governing such traffic; the pay of station managers; the pay of general, commercial, city, district and other agents engaged exclusively in canvassing and soliciting traffic; and the pay of traveling agents and solicitors.

(b) *Salaries of clerks and attendants.* The pay of clerks and attendants in offices of officers whose pay is chargeable to this account.

§ 440.603 *Law department salaries.* This account shall include:

(a) The pay of officers directly in charge of the law department, and the pay of solicitors and attorneys who are full time employees of the company.

(b) *Salaries of clerks and attendants.* The pay of clerks and attendants in the offices of officers whose pay is chargeable to this account.

§ 440.604 *Station salaries and wages.* This account shall include:

(a) *Station clerks and attendants.* The pay of station or branch office clerks and attendants.

(b) *Superintendents and foremen.* The pay of superintendents, assistant superintendents, foremen and assistant foremen in charge of or engaged in the operation of stations.

(c) *Station and warehouse labor.* The pay of laborers engaged in the handling of freight, including truckers, stevedores, checkers, delivery clerks, receiving clerks, and all other freight handlers.

§ 440.605 *Loading and unloading by others.* This account shall include amounts paid or payable to others for loading and unloading freight.

§ 440.606 *Operating rents.* This account shall include rents paid or payable for the use of land, structures, and other property (including tabulating machines)

§ 440.607 *Traveling and other personal expenses.* This account shall include:

(a) Traveling expenses of officials and other employees including mileage or other allowances for maintenance and operation of automobiles owned by employees.

(b) Expense accounts paid to solicitors and others.

(c) Membership fees and dues in traffic clubs and other business associations, where such memberships are held in the name of the employee.

§ 440.608 *Communications.* This account shall include amounts paid or payable for all communication service such as telephone, teletypewriter, telegraph, radio, etc.

§ 440.609 *Postage.* This account shall include amounts paid for postage.

§ 440.610 *Stationery and office supplies.* This account shall include amounts paid or payable for stationery and miscellaneous office supplies, such as pencils, typewriter ribbons, clips, pins, erasers, rubber bands, etc. and including bills of lading, freight bills, and other printed matter, except items included in account 611, "Tariffs."

§ 440.611 *Tariffs.* This account shall include amounts paid or payable for the printing of tariffs, schedules, and printed advertising matter.

§ 440.612 *Loss and damage; freight.* This account shall include:

(a) (1) Amounts paid for loss, damage, delay or destruction of freight shipments not recoverable from insurance or from others.

(2) Pay and expenses of others than employees engaged as adjusters and in detecting thefts.

(3) Pay and expenses of others than employees while engaged as witnesses in connection with loss and damage cases.

(4) Amounts paid others for repacking and boxing damaged merchandise.

(b) To this account shall be credited amounts received from the sale of refused, unclaimed, and damaged freight.

(c) This account may be charged monthly with an amount estimated to be sufficient to meet the probable liability incurred for freight claims; concurrent credit being made to account 222, "Other reserves." (See § 440.0-83 *Injuries and damages.*)

NOTE A: Expenses not otherwise provided for in connection with conduct of suits, shall be charged to account 613, "Law expenses," but the amount of the final judgments, including plaintiffs' court costs, shall be charged to this account.

NOTE B: Interest for delay in payment of loss and damage claims, shall be included in account 421, "Other interest deductions."

§ 440.613 *Law expenses.* This account shall include:

(a) The fees and retainers for services of attorneys not regular employees of the company.

(b) Cost of law books, printing briefs, legal forms, testimony, reports, etc.

(c) Cost of suits and payment of special fees, not otherwise provided for, fees paid arbitrators for settlement of disputed questions; and all law and court expenses not provided for elsewhere.

§ 440.614 *Heat, light, and water.* This account shall include amounts paid or payable for heat, light, and water, not included in rents, also for fuel, and electric power.

§ 440.615 *Maintenance.* This account shall include the cost of maintaining property used in forwarder operations, such as furniture, fixtures, motor equipment, buildings, and heating, lighting and water equipment.

NOTE: The accounting for retirements and replacements is prescribed in §§ 440.0-42 *Basis of charges*, and 440.0-43 *Retirements*.

§ 440.616 *Depreciation and amortization.* This account shall include the amount of charges applicable to the accounting period for the depreciation of property, and for the amortization of improvements on leased property. (See § 440.0-5 *Depreciation and amortization accounting*.)

§ 440.617 *Insurance.* This account shall include premiums except re-insurance premiums for insuring the owner against loss through injury to persons or damage to or destruction or loss of property whether caused by fire, accident, or other causes; also premiums on fidelity bonds of employees.

NOTE: Amounts charged to this account to cover self-carried risks shall be credited to account 220, "Insurance reserves."

§ 440.618 *Pay roll taxes.* This account shall include old-age benefit, unemploy-

ment compensation, Social Security, Railroad Retirement and other taxes that are computed on the basis of the pay rolls.

§ 440.619 *Commissions and brokerage.* This account shall include:

(a) Amounts paid or payable as commission and brokerage to others for securing traffic and fees paid outside agents engaged exclusively in canvassing and soliciting traffic.

(b) Amounts paid or payable as commissions for managerial or similar services.

§ 440.620 *Other expenses.* This account shall include expenses not properly chargeable to other accounts.

ITEMS OF EXPENSE

Audits or investigations, cost of.
Annual reports, cost of printing or publishing.

Association membership fees and dues which benefit the forwarder operations of the company, other than those provided for in account 607, "Traveling and other personal expenses."

Bank charges for services rendered in handling accounts.

Contributions for charitable or social or community welfare purposes which have a

direct relation to the protection of the property of the company, the development of its business, or the welfare of its employees.

Contributions toward funds or other provisions for the relief of employees.

Corporate and fiscal notices of general character.

Donations to local Fire Departments, Y. M. C. A. and similar institutions.

Election of Directors, cost of.

Exchange, domestic, on checks cashed or deposited or on drafts bought.

Fees and expenses paid directors.

Loss by fire or burglary of funds in custody of officers or employees or from defalcation of officers or employees when not recoverable from insurance.

Loss from acceptance of counterfeit money.

Notices of dividends declared.

Pensions or gratuities paid out of company's funds to retired employees or the heirs of former employees.

Premiums on policies under which employees are insured and they or their heirs are the beneficiaries.

Stockholders meetings, cost of.

Specific general costs for prevention of accidents.

[SEAL]

W P BARTEL,
Secretary.

[F. R. Doc. 47-10073; Filed, Nov. 10, 1947; 11:49 a. m.]

PROPOSED RULE MAKING

DEPARTMENT OF JUSTICE

Immigration and Naturalization Service

18 CFR, Part 1501

DISCRETIONARY RELIEF PROCEDURE IN EXPULSION PROCEEDINGS

NOTICE OF PROPOSED RULE MAKING

OCTOBER 14, 1947.

Pursuant to section 4 of the Administrative Procedure Act (60 Stat. 238; 5 U. S. C., Sup., 1003) notice is hereby given of the proposed issuance by the Commissioner of Immigration and Naturalization, with the approval of the Attorney General, of the following rule. In accordance with subsection (b) of the said section 4, interested persons may submit to the Commissioner of Immigration and Naturalization, Room 1806, Franklin Trust Building, Philadelphia 2, Pennsylvania, written data, views, or arguments relative to this proposed rule. Such representations may not be presented orally in any manner. All relevant material received within 20 days

following the day of publication of this notice will be considered.

Section 150.6 (c) Chapter I, Title 8, Code of Federal Regulations, is amended to read as follows:

§ 150.6 *Hearing.* * * *

(c) *Procedure; notice of charges; right to apply for discretionary relief.* At the beginning of a hearing under a warrant of arrest, the presiding inspector shall (1) permit the alien to inspect the warrant of arrest and inform him of the charges contained therein by repeating them verbatim and explaining them in language which will clearly convey to the alien the nature of the charges he must answer; (2) apprise the alien, if not represented by counsel, that he may be so represented if he desires and require him to state then and there for the record whether he desires counsel; (3) place the alien under oath or affirmation; (4) advise the alien of the penalty for perjury and (5) enter of record as an exhibit, identified by number, the formal warrant of arrest, or a decoded copy of the telegraphic warrant if hearing is held thereunder. The presiding inspector shall in all cases further advise the

alien of the provisions of paragraph (g) of this section concerning applications for the privilege of suspension of deportation, departure in lieu of deportation, and departure in lieu of deportation in conjunction with preexamination. Such advice shall in no way preclude a subsequent finding that the alien is ineligible for any one or all of the forms of relief for which he may have applied. A continuance of the hearing for the purpose of obtaining counsel shall not be granted more than once, unless sufficient cause for the granting of more time is shown.

(Sec. 23, 39 Stat. 892, sec. 24, 43 Stat. 160, sec. 37 (a), 54 Stat. 675, sec. 1, 54 Stat. 1238; 8 U. S. C. 102, 222, 458, 5 U. S. C. 133t; 8 CFR 90.1, 12 F. R. 4781)

T. B. SHOEMAKER,
Acting Commissioner,
Immigration and Naturalization.

Approved: October 31, 1947.

TOM C. CLARK,
Attorney General.

[F. R. Doc. 47-9988; Filed, Nov. 10, 1947; 8:58 a. m.]

NOTICES

DEPARTMENT OF LABOR

Wage and Hour Division

HANDICAPPED CLIENTS EMPLOYMENT CERTIFICATES

ISSUANCE TO SHELTERED WORKSHOPS

Notice of issuance of special certificate for the employment of handicapped

clients by sheltered workshop under the Fair Labor Standards Act of 1938, as amended, and the Walsh-Healey Public Contracts Act, as amended.

Notice is hereby given that a special certificate authorizing the employment of handicapped clients at hourly wage rates lower than the minimum wage rates applicable under section 6 of the Fair

Labor Standards Act of 1938 and section 1 (b) of the Walsh-Healey Public Contracts Act has been issued to the sheltered workshop hereinafter mentioned, under section 14 of the Fair Labor Standards Act of 1938 (Sec. 14, 52 Stat. 1068; 29 U. S. C. 214) and Part 525 of the regulations issued thereunder (29 CFR, Cum. Supp., Part 525, amended 11 F. R.

9556) and under sections 4 and 6 of the Walsh-Healey Public Contracts Act (Secs. 4, 6, 49 Stat. 2038; 41 U. S. C. 38, 40) and Article 1102 of the regulations issued pursuant thereto (41 CFR, Cum. Supp., 201.1102)

The name and address of the sheltered workshop to which a certificate was issued, wage rate, and the effective and expiration dates of the certificate are as follows:

Goodwill Industries of Wilmington, Inc., 214-216 Walnut Street, Wilmington, Delaware; at a wage rate of not less than the piece rate paid non-handicapped employees engaged in the same occupation in regular commercial industry maintaining approved labor standards, or not less than 25 cents per hour, whichever is higher; certificate is effective November 1, 1947, and expires October 31, 1948.

The employment of handicapped clients in the above-mentioned sheltered workshop under this certificate is limited to the terms and conditions therein contained and is subject to the provisions of Part 525 of the regulations. This certificate has been issued on the applicant's representation that it is a sheltered workshop as defined in the regulations and that special services are provided its handicapped clients. A sheltered workshop is defined as, "A charitable organization or institution conducted not for profit, but for the purpose of carrying out a recognized program of rehabilitation for individuals whose earning capacity is impaired by age or physical or mental deficiency or injury, and to provide such individuals with remunerative employment or other occupational rehabilitating activity of an educational or therapeutic nature."

This certificate may be cancelled in the manner provided by the regulations. Any person aggrieved by the issuance of this certificate may seek a review or reconsideration thereof within fifteen days after publication of this notice in the FEDERAL REGISTER.

Signed at Washington, D. C., this 3d day of November 1947.

RAYMOND G. GARCEAU,
Director
Field Operations Branch.

[F. R. Doc. 47-9987; Filed, Nov. 10, 1947;
8:53 a. m.]

DEPARTMENT OF AGRICULTURE

Rural Electrification Administration

[Administrative Order 1335]

ALLOCATION OF FUNDS FOR LOANS

SEPTEMBER 11, 1947.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Iowa 74P Allamakee.....	\$315,000
Minnesota 89L Pine.....	300,000
Texas 76P Blanco.....	262,000
Texas 87N Karnes.....	254,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 47-9998; Filed, Nov. 10, 1947;
8:48 a. m.]

[Administrative Order 1336]

ALLOCATION OF FUNDS FOR LOANS

SEPTEMBER 11, 1947.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Arkansas 31H Ashley.....	\$263,000
Minnesota 66K Nobles.....	340,000
Mississippi 50D Chickasaw.....	343,000
Missouri 59N Lafayette.....	265,000
Ohio 68G Fulton.....	140,000
Pennsylvania 24G Bedford.....	78,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 47-9999; Filed, Nov. 10, 1947;
8:48 a. m.]

[Administrative Order 1337]

ALLOCATION OF FUNDS FOR LOANS

SEPTEMBER 11, 1947.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Georgia 22S Colquitt.....	\$175,000
Indiana 21G Bartholomew.....	130,000
Nebraska 79G Red Willow District Public.....	485,000
Texas 23P McCulloch.....	200,000
Texas 77M Johnson.....	175,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 47-10000; Filed, Nov. 10, 1947;
8:48 a. m.]

[Administrative Order 1338]

ALLOCATION OF FUNDS FOR LOANS

SEPTEMBER 12, 1947.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Georgia 51M Newton.....	\$205,000
Illinois 26R Iroquois.....	610,000
Michigan 37L Huron.....	575,000
Mississippi 38L Warren.....	190,000
Texas 125G Jasper.....	285,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 47-10001; Filed, Nov. 10, 1947;
8:49 a. m.]

[Administrative Order 1339]

ALLOCATION OF FUNDS FOR LOANS

SEPTEMBER 16, 1947.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Alabama 39G Autauga.....	\$670,000
Oklahoma 28H Pawnee.....	403,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 47-10002; Filed, Nov. 10, 1947;
8:49 a. m.]

[Administrative Order 1340]

ALLOCATION OF FUNDS FOR LOANS

SEPTEMBER 17, 1947.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for a loan for the project and in the amount as set forth in the following schedule:

Project designation:	Amount
Alabama 25D Bullock.....	\$375,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 47-10003; Filed, Nov. 10, 1947;
8:49 a. m.]

[Administrative Order 1341]

ALLOCATION OF FUNDS FOR LOANS

SEPTEMBER 19, 1947.

Inasmuch as Southeastern Michigan Rural Electric Cooperative, Incorporated has transferred a portion of its properties and assets to Tricounty Rural Electric Cooperative, Inc., and Tricounty Rural Electric Cooperative, Inc. has assumed in part the indebtedness to United States of America, of Southeastern Michigan Rural Electric Cooperative, Incorporated, arising out of loans made by United States of America pursuant to the Rural Electrification Act of 1936, as amended, I hereby amend:

(a) Administrative Order No. 732, dated September 23, 1942, by changing the project designation appearing therein as "Michigan-3-1005C2 Lenawee" in the amount of \$30,000 to read "Michigan 3-1005C2 Lenawee" in the amount of \$26,720.70 and "Ohio 68 Fulton (Michigan 3-1005C2 Lenawee)" in the amount of \$3,279.30.

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 47-10004; Filed, Nov. 10, 1947;
8:49 a. m.]

[Administrative Order 1342]

ALLOCATION OF FUNDS FOR LOANS

SEPTEMBER 19, 1947.

Inasmuch as Mitchell County Electric Membership Corporation has transferred certain of its properties and assets to Pataula Electric Membership Corporation, and Pataula Electric Membership Corporation has assumed in part the indebtedness to United States of America, of Mitchell County Electric Membership Corporation, arising out of loans made by United States of America pursuant to the Rural Electrification Act of 1936, as amended, I hereby amend:

(a) Administrative Order No. 319, dated January 31, 1939, by changing the project designation appearing therein as "Georgia R9070C1 Mitchell" in the amount of \$61,000 to read "Georgia R9070C1 Mitchell" in the amount of \$19,666.01 and "Georgia 98 Randolph (Georgia R9070C1 Mitchell)" in the amount of \$41,333.99.

[SEAL] CLAUDE R. WICKARD,
Administrator

[F. R. Doc. 47-10005; Filed, Nov. 10, 1947;
8:49 a. m.]

[Administrative Order 1343]

ALLOCATION OF FUNDS FOR LOANS

SEPTEMBER 19, 1947.

Inasmuch as Kandiyohi Cooperative Electric Power Association and Wright-Hennepin Cooperative Electric Association have transferred certain of their properties and assets to the Rural Cooperative Power Association, and The Rural Cooperative Power Association has assumed in part the indebtedness to United States of America, of Kandiyohi Cooperative Electric Power Association and Wright-Hennepin Cooperative Electric Association, arising out of loans made by United States of America pursuant to the Rural Electrification Act of 1936, as amended, I hereby amend:

(a) Administrative Order No. 378, dated August 1, 1939, by changing the project designation appearing therein as "Minnesota 0058B1 Kandiyohi" in the amount of \$275,000 to read "Minnesota 0058B1 Kandiyohi" in the amount of \$270,038.70 and "Minnesota 70 Hennepin (Minnesota 0058B1 Kandiyohi)" in the amount of \$4,961.30; and

(b) Administrative Order No. 79, dated April 2, 1937, by changing the project designation appearing therein as "Minnesota 62A Wright" in the amount of \$154,000 (originally allocated under Administrative Order No. 62, dated February 25, 1937, as "Minnesota 62 Wright" in the amount of \$84,000 and "Minnesota 64 Hennepin" in the amount of \$70,000) to read "Minnesota 62A Wright" in the amount of \$139,988.90 and "Minnesota 70 Hennepin (Minnesota 62A Wright)" in the amount of \$14,011.10.

[SEAL] CLAUDE R. WICKARD,
Administrator

[F. R. Doc. 47-10006; Filed, Nov. 10, 1947;
8:49 a. m.]

[Administrative Order 1344]

ALLOCATION OF FUNDS FOR LOANS

SEPTEMBER 19, 1947.

Inasmuch as Hawkeye Tri-County Electric Cooperative, Co-Op Electric Company, Allamakee-Clayton Electric Cooperative, Inc., Tri-County Electric Cooperative, Grant Electric Cooperative, and Crawford Electric Cooperative have transferred certain of their properties and assets to Dairyland Power Cooperative, and Dairyland Power Cooperative has assumed in part the indebtedness to United States of America, of Hawkeye Tri-County Electric Cooperative, Co-Op Electric Company, Allamakee-Clayton Electric Cooperative, Inc., Tri-County Electric Cooperative, Grant Electric Cooperative, and Crawford Electric Cooperative, arising out of loans made by United States of America pursuant to the Rural Electrification Act of 1936, as amended, I hereby amend:

(a) Administrative Order No. 311, dated December 3, 1938, by changing the project designation appearing therein as "Iowa R9052A1 Howard" in the amount of \$206,000 to read "Iowa R9052A1 Howard" in the amount of \$194,820.29 and "Wisconsin 64 La Crosse (Iowa R9052A1 Howard)" in the amount of \$11,179.71,

(b) Administrative Order No. 296, dated September 30, 1938, by changing the project designation appearing therein as "Iowa R9057A1 Mitchell" in the amount of \$222,000 to read "Iowa R9057A1 Mitchell" in the amount of \$213,418.83 and "Wisconsin 64 La Crosse (Iowa R9057A1 Mitchell)" in the amount of \$8,581.17;

(c) Administrative Order No. 328, dated March 22, 1939, by changing the project designation appearing therein as "Iowa R9074A1 Allamakee" in the amount of \$214,000 to read "Iowa R9074A1 Allamakee" in the amount of \$199,012.42 and "Wisconsin 64 La Crosse (Iowa R9074A1 Allamakee)" in the amount of \$14,987.58;

(d) Administrative Order No. 279, dated August 18, 1938, by changing the project designation appearing therein as "Minnesota R9032B1 Fillmore" in the amount of \$573,000 to read "Minnesota R9032B1 Fillmore" in the amount of \$571,956.46 and "Wisconsin 64 La Crosse (Minnesota R9032B1 Fillmore)" in the amount of \$1,043.54;

(e) Administrative Order No. 125, dated August 12, 1937, by changing the project designation appearing therein as "Wisconsin 8043A Grant" in the amount of \$200,000 to read "Wisconsin 8043A Grant" in the amount of \$192,987.29 and "Wisconsin 64 La Crosse (Wisconsin 8043A Grant)" in the amount of \$7,012.71, and

(f) Administrative Order No. 289, dated September 12, 1938, by changing the project designation appearing therein as "Wisconsin 9052A1 Crawford" in the amount of \$139,000 to read "Wisconsin 9052A1 Crawford" in the amount of \$126,464.38 and "Wisconsin 64 La Crosse

(Wisconsin 9052A1 Crawford)" in the amount of \$12,535.62.

[SEAL] CLAUDE R. WICKARD,
Administrator

[F. R. Doc. 47-10007; Filed, Nov. 10, 1947;
8:49 a. m.]

[Administrative Order 1345]

ALLOCATION OF FUNDS FOR LOANS

SEPTEMBER 22, 1947.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Nebraska 77AD Norris District	
Public	\$508,000
South Dakota 27B Bon Homme ..	405,000
Texas 70K Hamilton	300,000
Texas 108K and L Swisher	430,000

[SEAL] CLAUDE R. WICKARD,
Administrator

[F. R. Doc. 47-10008; Filed, Nov. 10, 1947;
8:49 a. m.]

[Administrative Order 1346]

ALLOCATION OF FUNDS FOR LOANS

SEPTEMBER 23, 1947.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for a loan for the project and in the amount as set forth in the following schedule:

Project designation:	Amount
Oklahoma 33C Latimer	8443,000

[SEAL] CLAUDE R. WICKARD,
Administrator

[F. R. Doc. 47-10009; Filed, Nov. 10, 1947;
8:50 a. m.]

[Administrative Order 1347]

ALLOCATION OF FUNDS FOR LOANS

SEPTEMBER 24, 1947.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Arizona 21B Yavapai	\$95,000
Florida 29H Gadsden	330,000
Missouri 53L and M Polk	500,000
Ohio 42L Darke	55,000
Tennessee 20K Gibson	610,000
Tennessee 48H Lauderdale	425,000
Texas 65M Rusk	275,000

[SEAL] CLAUDE R. WICKARD,
Administrator

[F. R. Doc. 47-10010; Filed, Nov. 10, 1947;
8:50 a. m.]

[Administrative Order 1348]

ALLOCATION OF FUNDS FOR LOANS

SEPTEMBER 29, 1947.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Arkansas 21N Lincoln.....	\$395,000
Missouri 30V Lawrence.....	483,000
Missouri 35K Adair.....	353,000
Texas 72G Lamar.....	350,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 47-10011; Filed, Nov. 10, 1947;
8:50 a. m.]

[Administrative Order 1349]

ALLOCATION OF FUNDS FOR LOANS

SEPTEMBER 29, 1947.

Pursuant to section 3 (c) of the Rural Electrification Act of 1936 and upon information and data in the files of the Rural Electrification Administration, I hereby determine that the number of farms not receiving central station electric service for each State and the number of such farms for the United States at the beginning of the current fiscal year are as set forth in the following schedule, and I hereby allot from the sum of \$112,500,000, being fifty per centum of the total sum made available for the current fiscal year, the respective sums for loans in the several States as hereinafter set forth.

	Farms without Central Station Electric Service July 1, 1947	Allotment for loans during the fiscal year ending June 30, 1948
United States.....	2,284,528	\$112,500,000
Alabama.....	116,088	5,716,673
Arizona.....	2,013	99,129
Arkansas.....	114,812	5,633,837
California.....	13,503	664,946
Colorado.....	14,824	723,933
Connecticut.....	327	16,103
Delaware.....	1,632	82,829
Florida.....	25,174	1,239,676
Georgia.....	104,284	5,135,533
Idaho.....	2,779	139,850
Illinois.....	51,224	2,522,499
Indiana.....	25,662	1,263,707
Iowa.....	43,831	2,158,427
Kansas.....	82,269	4,032,235
Kentucky.....	134,067	6,692,037
Louisiana.....	70,082	3,431,139
Maine.....	10,691	520,471
Maryland.....	8,832	437,383
Massachusetts.....	1,784	87,822
Michigan.....	14,023	699,848
Minnesota.....	71,021	3,497,339
Mississippi.....	170,788	8,705,803
Missouri.....	123,443	6,078,855
Montana.....	22,103	1,088,447
Nebraska.....	69,253	3,410,316
Nevada.....	1,547	76,181
New Hampshire.....	1,808	89,034
New Jersey.....	1,274	62,737
New Mexico.....	17,632	858,276
New York.....	8,778	432,263
North Carolina.....	129,831	6,393,438
North Dakota.....	58,689	2,890,099
Ohio.....	22,063	1,086,477
Oklahoma.....	86,139	4,241,855
Oregon.....	4,899	241,248
Pennsylvania.....	28,168	1,357,114
Rhode Island.....	99	4,875
South Carolina.....	70,697	3,481,425

No. 221—4

	Farms without Central Station Electric Service July 1, 1947	Allotment for loans during the fiscal year ending June 30, 1948
South Dakota.....	43,221	\$2,760,554
Tennessee.....	123,724	6,289,829
Texas.....	170,529	8,287,734
Utah.....	8,337	423,832
Vermont.....	4,439	223,037
Virginia.....	73,839	3,691,173
Washington.....	4,595	231,097
West Virginia.....	48,109	2,433,631
Wisconsin.....	37,033	1,826,127
Wyoming.....	6,899	340,832

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 47-10012; Filed, Nov. 10, 1947;
8:50 a. m.]

[Administrative Order 1350]

ALLOCATION OF FUNDS FOR LOANS

OCTOBER 1, 1947.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Idaho 4W Bonner.....	\$365,000
Minnesota 39R Chippewa.....	600,000
Ohio 74L Butler.....	85,000
South Dakota 16H Grant.....	250,000

[SEAL] CLAUDE R. WICKARD,
Administrator

[F. R. Doc. 47-10013; Filed, Nov. 10, 1947;
8:50 a. m.]

[Administrative Order 1351]

ALLOCATION OF FUNDS FOR LOANS

OCTOBER 1, 1947.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Mississippi 22 K, M Leake.....	\$785,000
Ohio 83N Huron.....	110,000
South Carolina 28M Williamsburg.....	385,000
Texas 122C Robertson.....	272,000
Wisconsin 54 L, M Polk-Burnett.....	615,000

[SEAL] CLAUDE R. WICKARD,
Administrator

[F. R. Doc. 47-10014; Filed, Nov. 10, 1947;
8:50 a. m.]

[Administrative Order 1352]

ALLOCATION OF FUNDS FOR LOANS

OCTOBER 2, 1947.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended,

I hereby allocate, from the sums authorized by said act, funds for a loan for the project and in the amount as set forth in the following schedule:

Project designation:	Amount
Wisconsin 64AB La Crosse.....	\$2,976,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 47-10015; Filed, Nov. 10, 1947;
8:50 a. m.]

[Administrative Order 1353]

ALLOCATION OF FUNDS FOR LOANS

OCTOBER 2, 1947.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
New York 21D, 21E Steuben.....	\$144,000
Texas 123K Baylor.....	250,000
Virginia 23V Nelson.....	515,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 47-10016; Filed, Nov. 10, 1947;
8:51 a. m.]

FEDERAL COMMUNICATIONS
COMMISSION

[Docket Nos. 7125, 7691]

TULARE-KINGS COUNTIES RADIO ASSOCIATES (KTKC) AND J. E. RODMAN (KFRE)

ORDER CONTINUING HEARING

In re applications of J. E. Richmond, Percy M. Whiteside, Homer W. Wood, Morley M. Maddox and Charles A. Whitmore, d/b as Tulare-Kings Counties Radio Associates (KTKC) Visalia, California, Docket No. 7601, File No. BP-3909; J. E. Rodman (KFRE) Fresno, California, Docket No. 7125, File No. BP-3757; for construction permits.

The Commission having under consideration a joint petition filed October 23, 1947, by Tulare-Kings Counties Radio Associates (KTKC) Visalia, California, and J. E. Rodman (KFRE), Fresno, California, requesting a 30-day continuance of the hearing in the consolidated proceeding on the above-entitled applications for construction permits, which is now scheduled to be held on November 3, 1947, at Washington, D. C.,

It is ordered, This 31st day of October 1947, that the petition be, and it is hereby, granted; and that the said hearing on the above-entitled applications be, and it is hereby, continued to 10:00 a. m., Wednesday, December 17, 1947, at Washington, D. C.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-5931; Filed, Nov. 10, 1947;
8:49 a. m.]

[Docket No. 8523]

FOULKROD RADIO ENGINEERING CO.**ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES**

In re application of Foulkrod Radio Engineering Company, Philadelphia, Pennsylvania, Docket No. 8523, File No. B2-R-355; for renewal of license of radio station WTEL, Philadelphia, Pennsylvania.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 25th day of September 1947.

The Commission having under consideration the above-entitled application for renewal of the license of Radio Station WTEL, Philadelphia, Pennsylvania;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, said application be, and it is hereby, designated for hearing, at a time and place to be set by subsequent order of the Commission, upon the following issues:

1. To determine whether the applicant has carried out, or has failed to carry out, its representations and proposals heretofore made to the Commission with respect to program service.

2. To obtain full information concerning the nature and character of the program service which has been rendered by the station, with particular reference to the following:

(a) The percentage of time which has been devoted to the broadcasting of commercial programs and of sustaining programs.

(b) The amount of time which the station has devoted to the broadcasting of discussions upon issues of public importance.

(c) The percentage of time which has been devoted to the broadcasting of local live talent programs.

(d) The percentage of time which the station has devoted to the broadcasting of (a) sustaining programs, (b) commercial programs, and (c) live talent programs, between the hours of 6:00 p. m. and 11:00 p. m.

3. To obtain full information concerning applicant's investment in the station, the net broadcast revenues derived from its operation, and the amounts expended on programs.

4. To determine the policy of the applicant for the future with respect to the matters covered in Issue No. 2 above.

**FEDERAL COMMUNICATIONS
COMMISSION,**

[SEAL] **T. J. SLOWIE,**
Secretary.

[F. R. Doc. 47-9990; Filed, Nov. 10, 1947;
8:49 a. m.]

FEDERAL POWER COMMISSION

[Docket No. IT-6099]

CALIFORNIA ELECTRIC POWER CO.**NOTICE OF APPLICATION****NOVEMBER 5, 1947.**

Notice is hereby given that on November 4, 1947, an application was filed with the Federal Power Commission, pur-

suant to section 204 of the Federal Power Act, by California Electric Power Company, a corporation organized under the laws of the State of Delaware and doing business in the States of Arizona, California and Nevada, with its principal business office at Riverside, California, seeking an order authorizing the issuance of ten promissory notes to the Bank of America National Trust and Savings Association, in the principal amount of \$100,000 each, bearing an interest rate of 2% minimum to 2½% maximum, to be issued November 30, 1947, and to mature on January 18, 1948, and annually thereafter on said date; all as more fully appears in the application on file with the Commission.

Any person desiring to be heard, or to make any protest with reference to said application should, on or before the 24th day of November, 1947, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's rules of practice and procedure.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 47-9965; Filed, Nov. 10, 1947;
8:47 a. m.]

**SECURITIES AND EXCHANGE
COMMISSION**

[File No. 70-1664]

INTERSTATE POWER CO.**NOTICE REGARDING FILING**

At a regular session of the Securities and Exchange Commission, held at its office in the city of Philadelphia, Pa., on the 4th day of November A. D. 1947.

Notice is hereby given that a declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Interstate Power Company ("Interstate") a registered holding company, and a subsidiary of Ogden Corporation, a registered holding company. Declarant designates sections 6 and 7 of the act and Rule U-23 promulgated thereunder as applicable to the proposed transactions.

All interested persons are referred to said declaration, which is on file in the office of this Commission, for a statement of the transactions therein proposed, which are summarized below.

Interstate proposes to issue and sell two collateral promissory notes, each in the principal amount of \$1,500,000, bearing interest at the rate of 3% annually payable at maturity, and maturing on April 15, 1948; one of said notes is to be sold to The Chase National Bank of the City of New York, and the other to Manufacturers Trust Company, New York. The proposed issue and sale of notes is for the purpose of extending the maturity of Interstate's presently outstanding collateral promissory notes aggregating \$3,000,000 due December 1, 1947, held by the above named banks and collateralized by an equal principal amount of Interstate's First Mortgage Bonds, 5% Series, due January 1, 1957. Interstate proposes to repledge said First Mortgage Bonds as collateral for the proposed new

notes. The presently outstanding notes due December 1, 1947, had been issued and sold by Interstate for the purpose of financing Interstate's construction program and to restore current working funds which had been reduced below normal requirements in order to finance new construction (Holding Company Act Release Nos. 7001, 7264 and 7571).

An amended plan for the reorganization of Interstate was filed with the Commission on October 29, 1947 (File No. 54-130). Said amended plan provides, among other things, for retirement of \$2,000,000 principal amount of the proposed new notes out of the proceeds of the sale of securities to be issued by Interstate under said amended plan, and for refunding the balance (\$1,000,000) of said proposed notes by issuance of a new note to mature not later than December 31, 1948.

The declarant requests that the Commission's order be issued herein on or before November 24, 1947, and become effective forthwith, in view of the maturity on December 1, 1947 of its presently outstanding collateral promissory notes.

Notice is further given that any interested person may, not later than November 18, 1947, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request and the issues, if any, of fact or law raised by said declaration proposed to be controverted, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter such declaration, as filed or as amended, may be permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated pursuant to said act, or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

By the Commission.

[SEAL] **ORVAL L. DUBOIS,**
Secretary.

[F. R. Doc. 47-9983; Filed, Nov. 10, 1947;
8:47 a. m.]

DEPARTMENT OF JUSTICE**Office of Alien Property**

AUTHORITY: 40 Stat. 411, 55 Stat. 830, Pub. Laws 322, 671, 79th Cong., 50 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9780, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 9901]

**DEUTSCHE BETRIEBSGESELLSCHAFT FÜR
DRAHTLOSE TELEGRAPHIE M. B. H. (DEBEG)**

In re: Bank account and radio spare parts owned by Deutsche Betriebsgesellschaft für drahtlose Telegrafie m. b. h. (DEBEG)

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to

law, after investigation, it is hereby found:

1. That Deutsche Betriebsgesellschaft für drahtlose Telegrafie m. b. H. (DEBEG) the last known address of which is Hardenbergstr. 29, Berlin-Charlottenberg 2, Germany, is a corporation, partnership, association or other business organization, organized under the laws of Germany, and which has or, since the effective date of Executive Order 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany),

2. That the property described as follows:

a. That certain debt or other obligation of Manufacturers Trust Company, 55 Broad Street, New York, New York, arising out of a checking account, entitled F. H. Stoye, Special, maintained at the branch office of the aforesaid bank located at 131 East 23d Street, New York, New York, and any and all rights to demand, enforce and collect the same, and

b. All those certain radio spare parts and other articles of personal property stored in the name of F. H. Stoye, 915 Broadway, New York, New York, and presently in the possession of Santini Bros., Inc., 1405 Jerome Avenue, Bronx 52, New York, designated as Lot No. 24578-8, subject to the lien, if any, of said Santini Bros., Inc.,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Deutsche Betriebsgesellschaft für drahtlose Telegrafie m. b. H. (DEBEG) the aforesaid national of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 1, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 47-10017; Filed, Nov. 10, 1947; 8:51 a. m.]

[Vesting Order 0978]

YANGTZE MOTORS, LTD.

In re: Debt owing to and claim owned by Yangtze Motors, Ltd., also known as Yangtze Motors Ltd.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Yangtze Motors, Ltd., also known as Yangtze Motors Ltd., the last known address of which is 10 North Soochow Road, Shanghai, China, is a corporation organized under the laws of China, all of the assets and capital of which is or, since the effective date of Executive Order 8389, as amended, has been owned and controlled by residents and nationals of Japan, and is a national of a designated enemy country (Japan),

2. That the property described as follows:

a. That certain debt or other obligation of The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, in the amount of \$29,337.91, evidenced by an account in the aforesaid bank, entitled The Chase Bank, Shanghai, for account of Yangtze Motors, Ltd., Shanghai, and any and all rights to demand, enforce and collect the same, and

b. All right, title, interest and claim of any name or nature whatsoever, contingent or otherwise, and whether or not matured, in and to any and all other obligations owing to Yangtze Motors, Ltd., also known as Yangtze Motors Ltd., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, including particularly, but not limited to, those obligations arising by reason of the sale by The Chase National Bank of the City of New York of 15,000 barrels of lubricating oil, sold pursuant to Treasury License Number NY347272-T, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Yangtze Motors, Ltd., also known as Yangtze Motors Ltd., the aforesaid national of a designated enemy country (Japan),

and it is hereby determined:

3. That Yangtze Motors, Ltd., also known as Yangtze Motors Ltd., is owned and controlled by, or is acting for or on behalf of a designated enemy country (Japan) or persons within such country and is a national of a designated enemy country (Japan) and

4. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used,

administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 7, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 47-10918; Filed, Nov. 10, 1947; 8:51 a. m.]

[Vesting Order 10033]

MARGRETHE EHMANN AND CAROLINE EHMANN

In re: Bank accounts, stock and a participation certificate owned by Margrethe Ehmman and Caroline Ehmman, also known as Anna Caroline Ehemann. F-28-110-E-1, F-28-110-E-2, F-22-110-D-1, F-28-110-D-2.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Margrethe Ehmman and Caroline Ehmman, also known as Anna Caroline Ehemann, whose last known addresses are Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That the property described as follows:

a. That certain debt or other obligation owing to Margrethe Ehmman and Caroline Ehmman, also known as Anna Caroline Ehemann, by The First National Bank of Los Gatos, Los Gatos, California, arising out of a Savings Account, entitled Caroline Ehmman or Margrethe Ehmman, and any and all rights to demand, enforce and collect the same,

b. That certain debt or other obligation owing to Anna Caroline Ehemann, also known as Caroline Ehmman, by Bank of America, National Trust and Savings Association, 300 Montgomery Street, San Francisco, California, arising out of a Savings Account, entitled Anna Caroline Ehemann, maintained at the branch office of the aforesaid bank located at 783 Market Street, San Francisco 3, California, and any and all rights to demand, enforce and collect the same,

c. Forty-eight and one-half (48½) shares of \$2.00 par value capital stock of Transamerica Corporation, 4 Columbus Avenue, San Francisco, California, a corporation organized under the laws of the State of Delaware, evidenced by certificates numbered NYB203 for seventeen (17) shares; SFH21424 for twelve (12) shares; SFJ49034 for eighteen (18) shares; SFN88035 for one-half (½) share and SFS16596 for one (1) share, registered in the name of Anna Caroline Ehemann, together with all declared and unpaid dividends thereon,

d. Fifteen (15) shares of \$12.50 par value common capital stock of Bank of America, National Trust and Savings

Association, 300 Montgomery Street, San Francisco, California, evidenced by certificates numbered A45244 for nine (9) shares and F82023 for six (6) shares, registered in the name of Anna Caroline Ehemann, together with all declared and unpaid dividends thereon, and

e. That certain debt or other obligation owing to Margrethe Ehemann and Caroline Ehemann, also known as Anna Caroline Ehemann, by The First National Bank of Los Gatos, Los Gatos, California, in the amount of \$204.03, as of February 6, 1947, evidenced by a participation certificate, representing undistributed interest in Trusteed Assets set aside for the benefit of waived depositors on July 7, 1933, under reorganization agreement between The First National Bank of Los Gatos and its depositors, and any and all rights to demand, enforce and collect the aforesaid debt or other obligation and any and all accruals thereto, together with any and all rights in, to and under, including particularly the right to possession of, the aforesaid participation certificate,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 20, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 47-10021; Filed, Nov. 10, 1947;
8:52 a. m.]

[Vesting Order CE 417]

**COSTS AND EXPENSES INCURRED IN CERTAIN
ACTIONS OR PROCEEDINGS IN CERTAIN
CALIFORNIA COURTS**

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it having been found:

1. That each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or the enemy-occupied territory identified in Column 2 of said Exhibit A opposite such person's name;

2. That it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A opposite such person's name, and such measures having been taken;

3. That, in taking such measures in each of such actions or proceedings, costs and expenses have been incurred in the

amount stated in Column 4 of said Exhibit A opposite the action or proceeding identified in Column 3 of said Exhibit A.

Now, therefore, there is hereby vested in the Attorney General of the United States, to be used or otherwise dealt with in the interest of and for the benefit of the United States, interests in the property which said persons obtain or are determined to have as a result of said actions or proceedings in amounts equal to the sums stated in Column 4 of said Exhibit A.

The term "designated enemy country" as used herein shall have the meaning prescribed in section 10 of Executive Order 9193, as amended. The term "enemy-occupied territory" as used herein shall have the meaning prescribed in Rules of Procedure, Office of Alien Property, § 501.6 (8 CFR, Cum. Supp., 503.6)

Executed at Washington, D. C., on November 5, 1947.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Deputy Director,
Office of Alien Property.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action of proceeding	Column 4 Sum vested
		<i>Item 1</i>	
Marie Cathrine Andresen Bonde.....	Denmark.....	Estate of Peter Christensen, deceased, Superior Court, Alameda County, Calif. No. 76364.	\$107.00
Hans Hansen.....	do.....	Same..... <i>Item 2</i>	30.00
Christen Hansen.....	do.....	Same..... <i>Item 3</i>	30.00
Nis Jensen Rudebeck.....	do.....	Same..... <i>Item 4</i>	18.00
Jørgen Hansen Rudebeck.....	do.....	Same..... <i>Item 5</i>	18.00
Hans Jørgensen.....	do.....	Same..... <i>Item 6</i>	21.00
Jorgen Jørgensen.....	do.....	Same..... <i>Item 7</i>	21.00
Christine Iversen Hansen.....	do.....	Same..... <i>Item 8</i>	11.00
Peter Iversen.....	do.....	Same..... <i>Item 9</i>	11.00
Peter Hansen.....	do.....	Same..... <i>Item 10</i>	5.00
Hans Hansen.....	do.....	Same..... <i>Item 11</i>	5.00
Jorgen Hansen.....	do.....	Same..... <i>Item 12</i>	5.00
Christian Christensen.....	do.....	Same..... <i>Item 13</i>	107.00
Agnes Kristine Henriksen Jensen.....	do.....	Same..... <i>Item 14</i>	36.00
Albert Kristian Henriksen.....	do.....	Same..... <i>Item 15</i>	36.00
Marinus Jorgensen Jenriksen.....	do.....	Same..... <i>Item 16</i>	30.00

[F. R. Doc. 47-10022; Filed, Nov. 10, 1947; 8:52 a. m.]